


and - Aug 10/17
to the King's Printer
Toronto

CAZ 4W
YX 21
- S 21



Digitized by the Internet Archive
in 2022 with funding from
University of Toronto

Statutes
Ont-

Ontario. Statutes

STATUTES

OF THE

PROVINCE OF ONTARIO

PASSED IN THE SESSION HELD IN THE

Seventh Year of the Reign of His Majesty

KING GEORGE V,

Being the Third Session of the Fourteenth
Legislature of Ontario,

BEGUN AND HOLDEN AT TORONTO ON THE THIRTEENTH DAY OF FEBRUARY IN THE
YEAR OF OUR LORD ONE THOUSAND NINE HUNDRED AND SEVENTEEN



HIS HONOUR

SIR JOHN STRATHEARN HENDRIE, K.C.M.G., C.V.O.
LIEUTENANT-GOVERNOR.

TORONTO:

PRINTED AND PUBLISHED BY A. T. WILGRESS

Printer to the King's Most Excellent Majesty.

1917

143981
18/10/17



Printed by
WILLIAM BRIGGS,
Cor. Queen & John Sts.
Toronto.

TABLE OF CONTENTS

7 Geo. V. Chap.	PAGE
1. An Act for granting to His Majesty certain sums of money for the Public Service of the financial year ending on the 31st day of October, 1917, and for the Public Service of the financial year ending on the 31st day of October, 1918	1
2. An Act for Raising Money on the credit of the Consolidated Revenue Fund of Ontario	12
3. An Act respecting the redemption of certain Ontario Government Stock	13
4. An Act to amend The Ontario Voters' Lists Act.....	15
5. An Act to provide for the preparation of Lists of Voters at Elections to the Assembly	20
6. An Act to amend The Ontario Election Act	46
7. An Act to amend The Mining Tax Act	52
8. An Act respecting the Rate of Interest payable by Ontario upon Municipal Securities in the hands of the Treasurer of Ontario	57
9. An Act to authorize the Lieutenant-Governor in Council to guarantee the payment of certain Municipal Debentures	58
10. An Act to amend The Public Lands Act	72
11. An Act to amend The Mining Act of Ontario	73
12. An Act to amend The Northern and Northwestern Ontario Development Act	74
13. An Act providing for the Agricultural Settlement of Soldiers and Sailors serving overseas in the present war	75
14. An Act to establish the Bureau of Municipal Affairs	78

15. An Act to amend The Trades and Labor Branch Act....	81
16. An Act to provide for a Provincial Highway System	83
17. An Act to amend The Act to Aid in the Improvement of Public Highways	96
18. An Act to amend The Ontario Highways Act	99
19. An Act to amend The Toronto and Hamilton Highway Commission Act	101
20. An Act to amend The Power Commission Act	106
21. An Act to authorize the Construction and Operation of Works for the Development of Electrical Power and Energy in the Vicinity of Niagara Falls by the Hydro- Electric Power Commission of Ontario on behalf of certain municipal corporations	155
22. An Act to amend The Water Powers Regulation Act, 1916.	159
23. An Act respecting the Department of Agriculture	161
24. An Act to amend The Tile Drainage Act	164
25. An Act respecting Loans for Agricultural Purposes	165
26. An Act to amend The Horticultural Societies Act	172
27. The Statute Law Amendment Act, 1917	173
28. An Act to amend The Surrogate Courts Act	191
29. An Act to amend The Administration of Justice Expenses Act	192
30. An Act to amend The Registry Act	197
31. An Act to amend The Land Titles Act	198
32. An Act respecting the Registry and Land Titles Office in the Electoral District of Fort William	199
33. An Act to regulate the Purchase, Sale and Transfer of stocks of Goods in Bulk	203
34. An Act to amend The Workmen's Compensation Act....	208
35. An Act to amend The Pharmacy Act	214

36. An Act to amend The Ontario Land Surveyors Act	217
37. An Act respecting Private, Voluntary and Municipal Employment Bureaux	219
38. An Act to amend The Ontario Companies Act	222
39. An Act to amend The Ontario Railway Act	227
40. An Act to amend The Ontario Telephone Act	228
41. An Act to amend An Act to authorize and confirm Grants by Municipal Corporations for Patriotic Purposes...	232
42. The Municipal Amendment Act, 1917	238
43. An Act to Grant to Women the Right to Vote at Municipal Elections	245
44. An Act respecting Surveys and Plans of Land in or near Urban Municipalities	247
45. The Assessment Amendment Act	254
46. An Act to amend The Statute Labour Act	258
47. An Act to amend The Public Utilities Act	259
48. An Act to amend The Highway Travel Act	262
49. An Act to amend The Motor Vehicles Act	263
50. An Act to amend The Ontario Temperance Act	267
51. An Act to amend The Public Health Act	283
52. An Act to amend The Dairy Standards Act.....	284
53. An Act to amend The Bread Sales Act	285
54. An Act to preserve the Forests from Destruction by Fire.	287
55. An Act to amend The Fire Marshals Act.....	294
56. An Act to amend The Ditches and Watercourses Act	298
57. An Act to amend The Public Schools Act	300
58. An Act respecting the Superannuation of certain Teachers and Inspectors	301

59. An Act respecting the Appointment of a Commission for the Ottawa Separate Schools.....	310
60. An Act respecting the Roman Catholic Separate Schools of the City of Ottawa	312
61. An Act to amend The Boards of Education Act	316
62. An Act to amend The Auxiliary Classes Act	317
63. An Act respecting The Ontario Board of Parole	318
64. An Act respecting the Village of Acton	322
65. An Act respecting the Township of Barton	326
66. An Act respecting the County of Carleton	328
67. An Act respecting the Water Supply of the Town of Cobalt	331
68. An Act to incorporate the Village of Erieau	337
69. An Act respecting the Essex Border Utilities Commission.	341
70. An Act respecting the City of Guelph	349
71. An Act respecting the City of Hamilton	351
72. An Act to incorporate the Village of Highgate	353
73. An Act respecting the City of Kingston.....	358
74. An Act to incorporate the Village of Lion's Head	361
75. An Act respecting the City of London	365
76. An Act respecting the Town of Midland	380
77. An Act respecting the Town of Mimico	388
78. An Act respecting the City of Niagara Falls and the Township of Stamford	396
79. An Act respecting the City of Ottawa	400
80. An Act to vest certain lands in the Corporation of the Town of Paris	410
81. An Act respecting the Township of Pelee	412
82. An Act respecting the Town of Penetanguishene	415

83. An Act respecting the City of Peterborough	418
84. An Act respecting the Town of Petrolia	422
85. An Act respecting the City of Port Arthur	425
86. An Act to incorporate the Village of Port McNicoll	434
87. An Act respecting the City of Sault Ste. Marie	440
88. An Act to confirm bylaw No. 673 of the Town of Simcoe.	443
89. An Act respecting the City of St. Catharines	449
90. An Act respecting the City of Stratford	450
91. An Act respecting the Town of Sudbury	452
92. An Act respecting the City of Toronto	454
93. An Act respecting the Town of Trenton	475
94. An Act respecting the Town of Wallaceburg	484
95. An Act to confirm by-law No. 709 of the County of Water- loo	489
96. An Act respecting the Town of Waterloo.....	492
97. An Act incorporating the City of Welland	496
98. An Act respecting the Township of York	499
99. An Act respecting the Order of Canadian Home Circles..	514
100. An Act respecting the Roman Catholic Episcopal Corpora- tion of Ottawa	518
101. An Act respecting Vestry Meetings in the Diocese of To- ronto	520
102. An Act respecting Trinity (Bishop Strachan Memorial) Church, Cornwall	522
103. An Act respecting the Friends Seminary of Ontario	525
104. An Act respecting Havergal College	530
105. An Act to incorporate the Religious Hospitallers of the Hotel Dieu of St. Joseph of the Diocese of London in the Province of Ontario	535

7 Geo. V.
Chap.

106. An Act respecting the Young Men's Christian Association of the City of Kingston.....	538
107. An Act Respecting the Young Women's Christian Association of the City of Kingston	540
108. An Act to Authorize the Law Society of Upper Canada to admit Archibald Charnley Brown as a student in his third year	541
109. An Act to confer certain powers on the Trustees of the Estate of the Late William Walter Brown	542
110. An Act respecting the Estate of James Heal, deceased...	546
111. An Act respecting the Estate of William John Moore, deceased	547



7 GEORGE V.

CHAPTER 1.

An Act for granting to His Majesty certain sums of money for the Public Service of the financial year ending on the 31st day of October, 1917, and for the Public Service of the financial year ending the 31st day of October, 1918.

Assented to 12th April, 1917.

MOST GRACIOUS SOVEREIGN:

WHEREAS it appears by messages from His Honour Preamble.

Sir John Strathearn Hendrie, K.C.M.G., C.V.O., a Colonel in the Militia of Canada, Lieutenant-Governor of the Province of Ontario, and the estimates accompanying the same, that the sums hereinafter mentioned in the schedules to this Act are required to defray certain expenses of the public service of this Province, not otherwise provided for, for the financial year ending the 31st day of October, 1917, and for the financial year ending the 31st day of October, 1918, and for other purposes connected with the public service; May it therefore please Your Majesty that it may be enacted, and it is hereby enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, as follows:—

1. From and out of the Consolidated Revenue Fund of this Province, there may be paid and applied a sum not exceeding in the whole ten million seven hundred and seventy-five thousand nine hundred and seventy-eight dollars towards defraying the several charges and expenses of the public service of this Province not otherwise provided for, from the first day of November, 1916, to the thirty-first day of October, 1917, as set forth in Schedule "A" to this Act.

\$10,775,-
978.00
granted for
year ending
31st October,
1917.

2. From and out of the Consolidated Revenue Fund of this Province, there may be paid and applied a sum not exceeding in the whole ten million two hundred and twenty-

\$10,225,-
247.01
granted for
fiscal year
1917-18.

five

five thousand two hundred and forty-seven dollars and one cent towards defraying the several charges and expenses of the public service of this Province, not otherwise provided for, from the first day of November, 1917, to the thirty-first day of October, 1918, as set forth in Schedule "B" to this Act.

Accounts to
be laid
before
Assembly.

3. Accounts in detail of all moneys received on account of this Province during the said financial year 1916-1917 and of all expenditures under Schedule "A" of this Act, shall be laid before the Legislative Assembly at its first sitting after the completion of the said period; and accounts in detail of all moneys received on account of this Province during the financial year 1917-1918 and of all expenditures under Schedule "B" of this Act, shall be laid before the Legislative Assembly at the first sitting after the completion of the said financial year.

Appropriations for
1916-1917
unexpended.

4. Any part of the money under Schedule "A" appropriated by this Act out of the Consolidated Revenue, which may be unexpended on the thirty-first day of October, 1917, shall not be expended thereafter, except in the payment of accounts and expenses incurred on or prior to the said day; and all balances remaining unexpended after the said date or at such subsequent date as may be fixed by the Lieutenant-Governor in Council under the provisions of *The Audit Act* shall lapse and be written off.

Appropriations for
1917-1918
unexpended,
to lapse.

5. Any part of the money under Schedule "B" appropriated by this Act out of the Consolidated Revenue, which may be unexpended on the thirty-first day of October, 1918, shall not be expended thereafter, except in the payment of accounts and expenses incurred on or prior to the said day; and all balances remaining unexpended after the said date or after a date fixed by the Lieutenant-Governor in Council as mentioned in section 4 shall lapse and be written off.

Accounting
for expenditure.

6. The due application of all moneys expended under this Act out of the Consolidated Revenue shall be accounted for to His Majesty.

SCHEDULE "A."

Sums granted to His Majesty by this Act for the financial year ending on the thirty-first day of October, one thousand nine hundred and seventeen, and the purposes for which they are granted:—

CIVIL GOVERNMENT.

To defray the expenses of the several departments at
Toronto:—

Department of the Prime Minister and President of the Council	\$2,025 00	
Attorney-General's Department	5,920 25	
Education Department	4,075 00	
Lands, Forests and Mines Department	25,187 70	
Public Works Department ...	50,260 53	
Department of Public Highways	29,225 00	
Game and Fisheries Department	5,275 00	
Treasury Department	12,986 00	
Audit Office	3,800 00	
Provincial Secretary's Department	24,560 00	
Department of Agriculture...	13,756 76	
Miscellaneous	2,847 00	
		\$179,918 24

LEGISLATION.

To defray expenses of Legislation	\$6,812 23
---	------------

ADMINISTRATION OF JUSTICE.

To defray expenses of Administration of Justice ..	\$22,066 46
--	-------------

EDUCATION.

To defray expenses of:—

Public and Separate Schools Education	\$118,168 39	
Normal and Model Schools, Toronto	12,983 93	
Normal and Model Schools, Ottawa	4,083 93	
Normal School, London	1,093 21	
Normal School, Hamilton	1,390 00	
Normal School, Peterborough.	3,080 00	
Normal School, Stratford	608 00	
Normal School, North Bay ...	8,460 00	
High Schools and Collegiate Institutes	915 75	
		Departmental

Departmental Library and Museum	\$1,287 44	
Public Libraries, Art Schools, Historical, Literary and Scientific Societies	11,489 30	
Technical Education	14,200 00	
Provincial and other Universities	242,000 00	
The Ontario School for the Deaf, Belleville	8,841 00	
The Ontario School for the Blind, Brantford	24,721 00	
Miscellaneous	31,866 32	
		<hr/> \$485,188 27

PUBLIC INSTITUTIONS, MAINTENANCE.

To defray expenses of:—

Hospital for Insane, Brockville	\$18,410 00	
Hospital for Insane, Hamilton	19,116 00	
Hospital for Insane, Kingston	12,340 00	
Hospital for Insane, London	21,460 00	
Hospital for Insane, Mimico	11,430 00	
Hospital for Feeble-Minded, Orillia	44,320 00	
Hospital for the Insane, Penetanguishene	8,132 00	
Hospital for Insane, Toronto	103,700 00	
Hospital for Epileptics, Woodstock	7,150 00	
Andrew Mercer Reformatory, Toronto	8,030 00	
Andrew Mercer Reformatory, Industries	10,000 00	
Miscellaneous	26,476 80	
		<hr/> \$290,564 80

AGRICULTURE.

To defray expenses of a grant in aid of Agriculture	\$108,727 13
---	--------------

COLONIZATION AND IMMIGRATION.

To defray expenses of Colonization and Immigration	\$6,733 00
--	------------

HOSPITALS

HOSPITALS AND CHARITIES.

To defray expenses of a grant in aid of Hospitals and Charities	\$28,852 05
--	-------------

MAINTENANCE AND REPAIRS OF GOVERNMENT AND
DEPARTMENTAL BUILDINGS.

To defray expenses of:—

Government House	\$2,207 75	
Parliament and Departmental Buildings	29,044 79	
Osgoode Hall	712 75	
Miscellaneous	3,406 00	
		\$35,971 29

PUBLIC BUILDINGS.

To defray expenses of:—

Parliament Buildings	\$23,075 00
Osgoode Hall	15,650 00

Public Institutions:—

Hospital for Insane, Brockville	21,700 00
Hospital for Insane, Hamilton	36,300 00
Hospital for Insane, Kingston	14,900 00
Hospital for Insane, London..	31,500 00
Hospital for Insane, Mimico..	13,700 00
Hospital for Feeble-Minded, Orillia	78,000 00
Hospital for Insane, Penetan- guishene	11,500 00
Hospital for Insane, Toronto..	203,900 00
Hospital for Epileptics, Wood- stock	7,800 00
Andrew Mercer Reformatory, Toronto	7,300 00
Industrial Farm, Burwash....	30,000 00

Educational:—

Normal and Model Schools, Toronto	1,027 70
Normal and Model Schools, Ottawa	55,018 43
Normal School, London	2,123 11
Normal School, Hamilton	718 94
Normal School, Peterborough.	525 00
Normal School, Stratford	863 99

Normal

Normal School, North Bay..	\$1,750 00
The Ontario Schcol for the Deaf, Belleville	47,150 00
The Ontario School for the Blind, Brantford	26,110 72
Ontario Agricultural College..	6,975 00
Horticultural Experimental Station, Jordan Harbor....	22,000 00

Districts:—

Algoma	64,578 94
Kenora	1,450 00
Muskoka	2,140 00
Nipissing	600 00
Parry Sound	1,250 00
Rainy River	2,640 00
Sudbury	1,200 00
Temiskaming	25,500 00
Thunder Bay	1,000 00
Miscellaneous	2,112 50

Total Public Buildings..... \$762,059 33

PUBLIC WORKS.

To defray expenses of Public Works \$161,731 50

COLONIZATION AND MINING ROADS.

To defray expenses of Construction and
Repairs \$218,706 02

DEPARTMENT OF PUBLIC HIGHWAYS.

To defray expenses of Department of Public
Highways \$134,256 20

GAME AND FISHERIES.

To defray expenses of Game and Fisheries.. \$10,129 15

ATTORNEY-GENERAL'S DEPARTMENT—MISCELLANEOUS.

To defray expenses of Attorney-General's De-
partment, Miscellaneous \$180,028 78

TREASURY DEPARTMENT—MISCELLANEOUS.

To defray expenses of Treasury Department,
Miscellaneous \$25,075 58

PROVINCIAL

PROVINCIAL SECRETARY'S DEPARTMENT—MISCELLANEOUS.

To defray expenses of Provincial Secretary's Department, Miscellaneous	\$76,657 48
--	-------------

CHARGES ON CROWN LANDS.

To defray expenses on account of Crown Lands	\$200,342 54
--	--------------

REFUNDS.

To defray expenses on account of Refunds..	\$8,119 70
--	------------

MISCELLANEOUS EXPENDITURE.

To defray Miscellaneous Expenditure	\$28,650 00
---	-------------

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

To defray expenses on account of the Hydro-Electric Power Commission of Ontario...	\$6,928,790 08
--	----------------

THE TEMISKAMING AND NORTHERN ONTARIO RAILWAY COMMISSION.

To defray expenses on account of the Temiskaming and Northern Ontario Railway Commission	\$876,593 17
--	--------------

Total Estimates for Expenditure of 1916-1917	\$10,775,978 00
--	-----------------

SCHEDULE "B."

Sums granted to His Majesty by this Act for the financial year ending on the thirty-first day of October, one thousand nine hundred and eighteen, and the purposes for which they are granted:—

CIVIL GOVERNMENT.

To defray the expenses of the several Departments at Toronto:—	
Lieutenant-Governor's Office..	\$5,450 00
Department of the Prime Minister and President of the Council	17,475 00
Attorney-General's Department	82,800 00

Education

Education Department	\$46,000 00
Lands, Forests and Mines Department	190,250 00
Public Works Department	170,690 00
Department of Public Highways	66,650 00
Game and Fisheries Department	30,675 00
Treasury Department	82,000 00
Audit Office	33,150 00
Provincial Secretary's Department	216,335 00
Department of Agriculture ...	81,050 00
Miscellaneous	25,625 00
	<hr/> \$1,048.150 00

LEGISLATION.

To defray the expenses of Legislation	\$325,680 00
---	--------------

ADMINISTRATION OF JUSTICE.

To defray expenses of Administration of Justice	\$799,030 00
---	--------------

EDUCATION.

To defray expenses of:—	
Public and Separate School Education	\$1,362,130 00
Normal and Model Schools, Toronto	86,697 00
Normal and Model Schools, Ottawa	59,440 00
Normal School, London	31,986 25
Normal School, Hamilton	28,280 00
Normal School, Peterborough.	25,705 00
Normal School, Stratford	26,181 25
Normal School, North Bay ...	44,630 00
High Schools and Collegiate Institutes	162,400 00
Departmental Library and Museum	21,250 00
Public Libraries, Art Schools, Historical, Literary and Scientific Societies	85,550 00
Technical Education	142,800 00
Superannuated Public and High School Teachers	53,650 00

Provincial

Provincial and other Universities	\$42,600 00
The Ontario School for the Deaf, Belleville	85,675 00
The Ontario School for the Blind, Brantford	68,130 00
Miscellaneous	15,700 00
	<hr/> \$2,342,804 50

PUBLIC INSTITUTIONS MAINTENANCE.

To defray expenses of:—

Hospital for Insane, Brockville	\$170,762 00
Hospital for Insane, Hamilton	237,370 00
Hospital for Insane, Kingston.	153,100 00
Hospital for Insane, London..	215,810 00
Hospital for Insane, Mimico..	137,065 00
Hospital for Feeble-Minded, Orillia	155,142 00
Hospital for Insane, Penetanguishene	81,018 00
Hospital for Insane, Toronto..	258,722 00
Reception Hospital for the Insane, Toronto	15,500 00
Hospital for Epileptics, Woodstock	58,066 00
Ontario Reformatory	107,740 00
Ontario Reformatory Industries	132,400 00
Mercer Reformatory, Toronto.	50,270 00
Mercer Reformatory Industries	10,000 00
Industrial Farm, Burwash . . .	40,000 00
Industrial Farm, Fort William	20,000 00
Miscellaneous	57,925 00
	<hr/> \$1,900,890 00

AGRICULTURE.

To defray expenses of a grant in aid of Agriculture	\$907,542 00
---	--------------

COLONIZATION AND IMMIGRATION.

To defray expenses of Colonization and Immigration	\$95,000 00
--	-------------

HOSPITALS AND CHARITIES.

To defray expenses of a grant in aid of Hospitals and Charities	\$550,895 51
---	--------------

MAINTENANCE

MAINTENANCE AND REPAIRS OF GOVERNMENT AND
DEPARTMENTAL BUILDINGS.

To defray expenses of:—

Government House	\$17,300 00	
Parliament and Departmental Buildings	170,270 00	
Osgoode Hall	32,328 00	
Miscellaneous	19,950 00	
	<hr/>	\$239,848 00

PUBLIC BUILDINGS.

To defray expenses of:—

Parliament Buildings	\$300 00	
Osgoode Hall	7,000 00	
Public Institutions	56,500 00	
Educational	7,200 00	
Agriculture	3,000 00	
Districts	22,150 00	
Miscellaneous	62,000 00	
	<hr/>	\$158,150 00

PUBLIC WORKS.

To defray expenses of Public Works . . .	\$84,800 00
--	-------------

COLONIZATION AND MINING ROADS.

To defray expenses of Construction and Re- pairs	\$87,000 00
---	-------------

DEPARTMENT OF PUBLIC HIGHWAYS.

To defray expenses of Department of Public Highways	\$65,020 00
--	-------------

GAME AND FISHERIES.

To defray expenses of Game and Fisheries..	\$140,300 00
--	--------------

ATTORNEY-GENERAL'S DEPARTMENT, MISCELLANEOUS.

To defray expenses of Attorney-General's De- partment, Miscellaneous	\$175,200 00
---	--------------

TREASURY DEPARTMENT, MISCELLANEOUS.

To defray expenses of Treasury Department, Miscellaneous	\$69,517 00
---	-------------

PROVINCIAL

PROVINCIAL SECRETARY'S DEPARTMENT, MISCELLANEOUS.

To defray expenses of Provincial Secretary's
Department, Miscellaneous \$284,970 00

CHARGES ON CROWN LANDS.

To defray expenses on account of Crown Lands \$808,350 00

REFUNDS.

To defray expenses of:—

Education	\$1,500 00	
Lands, Forests and Mines	25,000 00	
Succession Duty	36,000 00	
Miscellaneous	32,000 00	
	<hr/>	\$94,500 00

MISCELLANEOUS EXPENDITURE.

To defray Miscellaneous Expenditure \$47,600 00

Total Estimates for Expenditure of 1917-
1918\$10,225,247 01

CHAPTER 2.

An Act for raising money on the credit of the Consolidated Revenue Fund of Ontario.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Loan for
\$8,000,000
authorized.

1. The Lieutenant-Governor in Council is hereby authorized to raise by way of loan a sum of money not exceeding eight million dollars (\$8,000,000) for all or any of the purposes following, that is to say: for the public service, for works carried on by commissioners on behalf of Ontario, for the covering of any debt of Ontario on open account, for paying any floating indebtedness of Ontario, and for the carrying on of the public works authorized by the Legislature.

Terms to be
fixed by the
Lieutenant-
Governor.

2. The aforesaid sum of money may be borrowed for any term or terms not exceeding forty years at such rate as may be fixed by the Lieutenant-Governor in Council, and shall be raised upon the credit of the Consolidated Revenue Fund of Ontario, and shall be chargeable thereupon.

Securities
may be
exempted
from certain
provincial
taxes.

3. The Lieutenant-Governor in Council may direct that the securities issued for the loan authorized by this Act shall be free from any or all Provincial taxes, succession duties and impositions whatsoever.

Sinking
fund.

4. The Lieutenant-Governor in Council may provide for a special sinking fund with respect to the issue herein authorized, and such sinking fund may be at a greater rate than the one-half of one *per centum* per annum on the amount of such debentures or stock as specified in subsection 2 of section 4 of *The Provincial Loans Act*.

Rev. stat.,
c. 21.

CHAPTER 3.

An Act respecting the Redemption of Certain
Ontario Government Stock.*Assented to 12th April, 1917.*

WHEREAS there is now outstanding inscribed Ontario Government stock, registered and transferable at the office of the Bank of Montreal, London, England, to the amount of £3,657,841 18s. 11d., of which £1,200,000 bearing interest at 3½ per cent. per annum will become due on the 1st day of January, 1946, and £1,640,547 18s. 11d. bearing interest at 4 per cent. per annum will become due on the 1st day of May, 1947 and £817,294, bearing interest at 4½ per cent. per annum, will become due on the 1st day of January, 1965; and whereas it is expedient, with the consent of the holders thereof, to redeem the same;

Preamble.

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Loan Act, 1917*. Short title.

2. The Lieutenant-Governor in Council is hereby authorized, from time to time, to raise by way of loan or loans a sum of money not exceeding seventeen million dollars (\$17,000,000) for the purpose of redeeming the whole or any part of the said outstanding inscribed Ontario Government stock.

Authority
to issue
loan for
\$17,000,000
for redemp-
tion of On-
tario Gov-
ernment
stock.

3. The aforesaid sum of money may be borrowed for any term or terms not exceeding twenty years from the date of the debentures or other securities issued therefor, and bearing interest at such rate as may be fixed by the Lieutenant-Governor in Council, and shall be borrowed upon the credit of the Province of Ontario and the principal and interest shall be charged on and paid out of the consolidated revenue fund of Ontario.

Term
of loan.

Exemption
from
provincial
taxes.

4. The Lieutenant-Governor in Council may direct that the securities issued for the loan or loans authorized by this Act shall be free from any or all provincial taxes, succession duties and impositions whatsoever.

Sinking
fund.

Rev. Stat.
c. 21.

5. The Lieutenant-Governor in Council may provide for a special sinking fund with respect to the issue herein authorized, and such sinking fund may be at a greater rate than the one-half of one per centum on the amount of such debentures or other securities as specified in subsection 2 of section 4 of *The Provincial Loans Act*.

CHAPTER 4.

An Act to amend The Ontario Voters' Lists Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1.—(1) Notwithstanding anything contained in *The Assessment Act* or in *The Ontario Voters' Lists Act*, it shall not be necessary for an assessor to enter upon the assessment roll or for the clerk of the municipality to make up a list of the persons qualified to vote only at elections to the Legislative Assembly.

Assessor
not to enter
m.f. voters
on roll.

Rev. Stat.
c. 195.
Rev. Stat.
c. 6.

(2) In municipalities other than cities to which Part II of *The Ontario Franchise Act* applies, the voters' lists to be prepared under *The Ontario Voters' Lists Act* shall consist of two parts only, Part I, including the persons entitled to vote at elections to the Assembly and at municipal elections, and Part II, containing the names of persons entitled to vote at municipal elections only.

How voters'
lists to be
prepared.

7 Geo. V,
c. 5.
Rev. Stat.
c. 6.

(3) In cities to which Part II of *The Ontario Franchise Act* applies, it shall not be necessary to prepare the voters' lists in separate parts but one list shall be prepared containing the names of persons entitled to vote at municipal elections.

Where
municipal
lists only
to be
prepared.

(4) Sections 26, 27 and 28 of *The Assessment Act* are repealed.

Rev. Stat.
c. 195, ss. 26,
27, 28,
repealed.

(5) *The Ontario Voters' Lists Act* shall not apply to any city in which lists are prepared under Part II of *The Ontario Franchise Act*, except so far as the same relates to the preparation of lists of persons entitled to vote at municipal elections.

Applica-
tion of
Rev. Stat.
c. 6, to
cities.

2. Subsections 1 to 4 of section 6 of *The Ontario Voters' Lists Act* are repealed and the following substituted therefor:

Rev. Stat.
c. 6, s. 6,
subs. 1-4,
repealed.

Alpha-
betical lists
of voters.

- 6.—(1) The clerk of each municipality shall immediately after the final revision and correction of the assessment roll in every year, make a correct alphabetical list in two parts, Form 1, of all persons appearing by the assessment roll to be voters, prefixing to the name of each person his number upon the roll.

Joint
assembly
and muni-
cipal lists.

- (2) The first of the two parts shall contain the names, in alphabetical order, of all persons appearing by the assessment roll to be voters at both provincial and municipal elections.

Municipal
list.

- (3) The second part shall contain the names, in alphabetical order, of all persons appearing by the assessment roll to be voters at municipal elections only.

Rev. Stat.
c. 6, s. 6,
subs. 7,
amended.

3. Subsection 7 of the said section 6 is amended by striking out the words "Manhood Franchise" or letters "M.F." at the end of the subsection and substituting therefor the words "Ontario Franchise Act" or the letters "O.F.A."

Rev. Stat.
c. 6, s. 6,
subs. 9,
amended.

4. Subsection 9 of the said section 6 is amended by striking out the words "In a township, town or village" at the commencement of the subsection.

Rev. Stat.
c. 6, s. 6,
subs. 15,
repealed.

5. Subsection 15 of the said section 6 is repealed and the following substituted therefor:—

Who not to
be entered
on list.

- (15) No person shall be entered on a voters' list for a municipality other than a city to which Part II of *The Ontario Franchise Act* applies, by virtue of a qualification under *The Ontario Election Act*, unless he is entitled to vote also at municipal elections, and no list of persons entitled to vote at elections to the Assembly shall be prepared for cities to which Part II of *The Ontario Franchise Act* applies, but the lists to be prepared for any such city shall include only the names of persons entitled to vote at municipal elections.

Rev. Stat.
c. 6, s. 18,
subs. 2, cl. c,
amended.

6. Clause c of subsection 2 of section 18 of *The Ontario Voters' Lists Act* is amended by striking out the words "nearest to the polling subdivision in which he is entered"

in

in the 10th and 11th lines of such subsection and inserting the words "described as his Post Office in the Voters' List" and by adding to said subsection the words "in the case of cities, towns and villages if no Post Office is described for him in the Voters' Lists, directed to the Post Office of such city, town or village, or."

7. The schedule of forms to *The Ontario Voters' Lists Act* is amended by striking out Form No. 1 and substituting therefor the forms in the schedule to this Act.

8. Form 12 appended to said Act is amended by adding thereto after the words "herein fail not" the words "if you do not attend and an appeal is pending in respect of your vote, your name may be struck off the list."

9. Form 14 appended to said Act is amended by striking out the words "and seal" in the last clause thereof.

10. This Act shall come into force on a day to be named by the Lieutenant-Governor in Council.

Notice of
appeal.

Rev. Stat.
c. 6 sched.,
amended.

Rev. Stat.
c. 6,
Form 12,
amended.

Rev. Stat.
c. 6,
Form 14,
amended.

Commence-
ment of
Act on
proclama-
tion.

SCHEDULE OF FORMS.

FORM 1a.

(Sections 6, 7, 8, 14.)

FORM OF MUNICIPAL VOTERS' LISTS IN A CITY TO WHICH
PART II. OF THE ONTARIO FRANCHISE ACT APPLIES.

Voters' Lists, 19

Municipality of

POLLING SUBDIVISION No. 1, Comprising, etc.—(*Giving the limits*).

Persons entitled to vote at Municipal Elections ONLY.

No. on Roll	Name.	Lot or Street Number.	Street.	
4	Archer, Henry	4	3	Owner.
82	Burk, Edmund	W ½ 17	4	Tenant.
	Etc.	Etc.	Etc.	Etc.

CHAPTER 5.

An Act to provide for the preparation of Lists of
Voters at Elections to the Assembly.*Assented to 12th April, 1917.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Ontario Franchise Act, 1917*, and shall come into force on a day to be named by the Lieutenant-Governor by his proclamation.

**Interpreta-
tion.**

2. In this Act,

"Board."

(a) "Board" shall mean Voters' Registration Board;

**"Pre-
scribed."**

(b) "Prescribed" shall mean prescribed by regulations made by the Lieutenant-Governor in Council under the authority of this Act.

**Application
of Act.**

3. Part I of this Act shall apply to every town, village and township municipality in Ontario and except as modified by Part II shall apply to every city in Ontario, and Part II of this Act shall apply to every city and to every town, being a county or district town, having a population of nine thousand or over, according to the last census of the Dominion of Canada and for the purposes of this Act every such town shall be deemed a city.

PART I.

**Who may
be entered
on list.**

**Manhood
suffrage
and women
voters.**

4.—(1) Subject to the provisions hereinafter contained every man and every woman of the full age of 21 years, a subject of His Majesty by birth or naturalization, and not disqualified under *The Ontario Election Act*, and not otherwise by law prohibited from voting and whose name is not entered on any list of voters which may be used at an election to the Assembly for the municipality in which he or she is otherwise qualified to vote, shall be entitled to be entered on the list of voters to be prepared under this Act for the polling subdivision in which he or she resides, if such person,

(a)

- (a) has resided in Canada for the twelve months next preceding the date fixed for commencing to make up the list; and
- (b) was in good faith on the last mentioned day and for the three months next preceding the same, a resident of and domiciled in the electoral district in which the polling subdivision in which he or she so resides is situate;
- or in the case of a city divided into two or more electoral districts, or a city parts of which are situate in two or more electoral districts,

- (c) was in good faith on that day and for the three months next preceding the same, a resident of and domiciled in the city, and was on said first mentioned day and for the thirty days next preceding the same, a resident of and domiciled in the electoral district in which the polling subdivision in which he or she resides, is situate.

(2) A member of a permanent militia corps enlisted for continuous service, a person on service as a member of the active militia, including a person serving in the naval or military forces of Canada or Great Britain or of any of Great Britain's allies in the present war, or as a nurse or nursing sister or in any other capacity with such forces, and a student in attendance at an institution of learning, who is during such service or attendance resident in the municipality for which the list is being prepared, and who is not entitled to be, or could not have been and is not at the time of the making up of the list, entered upon any other list of persons entitled to vote at elections for the Assembly, shall be entitled to be entered on the list prepared under this Act for the municipality in which he is so resident, if otherwise qualified under subsection 1 to vote therein.

5.—(1) Where any person whose name is on Part I of the Voters' List prepared under *The Ontario Voters' Lists Act*, has ceased to be entitled to vote under Part I, but is otherwise qualified, such person upon taking the prescribed oath shall be entitled to be entered on the list prepared under this Act and his name shall be erased from Part I by the clerk of the peace upon the certificate of the registrar or Revising Officer.

(2) The clerk of the peace in making such erasure shall make a note opposite to the same to the following effect: "Erased from Part I and entered on *The Ontario Franchise Act* list, under certificate of the registrar (or Revising Officer, as the case may be)," and shall append his initials thereto.

Soldiers'
franchise.

6. Every person who being a British subject on the date fixed for commencing to make up the lists prepared under this Act and not qualified to be entered thereon under section 4, and not entered upon any other list of persons entitled to vote at elections to the Assembly, whether he has or has not attained the age of 21 years, who has served or is serving in any country in the naval or military forces of Great Britain, Canada or any other British possession, or in any naval or military forces of any of the allies of Great Britain in the present war, shall be entitled to be entered on the lists to be prepared under this Act, if at the time of his enlistment he was residing within the municipality, or having no permanent place of residence in Ontario was at the time of his enlistment temporarily resident therein, and the provisions of this section shall apply to Indians whether enfranchised or unenfranchised and whether of whole or part Indian blood.

Designation
of qualifica-
tion on
list.

7. The registrar upon entering the name of any person upon the list to be prepared under this Act, shall enter in the proper column the letters "M.F." (manhood franchise) after the name of each male entered on the list under section 4, and the letters "M.W." (married woman), or the letter "S." (spinster) or "W." (widow) according to the fact, and after the name of each male person entered on the list under section 6, he shall enter the letters "S.F." (soldiers' franchise).

Naturaliza-
tion; what
required.

Men.

4-5 Geo. V
(Dom.).
44.

Foreign
women
enfranchise-
ment
certificate.

8.—(1) A man who is not at the time of the passing of this Act, a British subject shall not be entitled to be entered on the list of voters prepared under this Act, unless and until he becomes naturalized under the provisions of section 2 of *The Naturalization Act, 1914*.

(2) A woman born elsewhere than in Canada or in some other part of the British Empire and who is not a British subject by reason of her own naturalization at the time of the passing of this Act, shall not be entered on any list of voters prepared under this Act, unless and until, she

(a) becomes naturalized under the provisions of section 2 of *The Naturalization Act, 1914*, or

(b) proves to the satisfaction of the registrar that she has obtained a certificate in the prescribed form to be called an enfranchisement certificate, signed by the judge of the county or district court of the county or district in which she resides, stating that she has become, before the passing of this Act, a British subject by naturalization, or is a British subject by virtue of the place of birth or naturalization of her husband or father and that she possesses the like qualifi-

cations

cations as are required in the case of a certificate of naturalization under section 2 of *The Naturalization Act, 1914*.

(3) An enfranchisement certificate may be granted by the judge of the county or district court upon such terms as to procedure or otherwise as may be prescribed.

Prescribing procedure, etc., for obtaining enfranchisement certificate.

9.—(1) A board shall be constituted in every county and in every provisional judicial district for the preparation of the lists of persons to be entered as voters under this Act, and shall be called "The Voters' Registration Board."

Voters Registration Board—how constituted.

(2) No person who is a member of the Board or a registrar engaged in the preparation of the voters' lists to be used at any election, shall be eligible as a candidate at such election.

Member of Board or registrar not to be a candidate.

10.—(1) The Board shall consist of the officers herein-after mentioned, namely:—

Constitution of Boards.

(a) In the County of York the Board shall be composed of nine members as follows: the four Judges of the county court, the Master in Ordinary, the Master in Chambers, the Master of Titles, the Police Magistrate of the City of Toronto and the Inspector of Legal Offices.

(b) In every other county and in every provisional judicial district the Board shall be composed of five members as follows: the judge, or judges of the county or district court, the local registrar of the Supreme Court, the sheriff of the county or district, the clerk of the peace and if there is but one judge of the county or district court the Local Master of the Supreme Court or where the local master is also the judge of the county or district court, the registrar of deeds for the county or district, and where there are more registry divisions than one in the county or district such one of the registrars of deeds as may be designated by the Lieutenant-Governor in Council.

(2) The Board shall appoint one of their own number or some other person to act as clerk of the Board.

Clerk.

(3) Every member of the Board and the clerk before acting shall take the prescribed oath before a commissioner for taking affidavits or a justice of the peace.

Chairman.

11. The Lieutenant-Governor in Council may at any time after the issue of a proclamation directing the preparation of the lists under this Act, appoint a member of the Board to be Chairman, and if there is a vacancy in the Board or any member is unable to act, may appoint a proper person to fill the vacancy.

Vacancies.

Appoint-
ment of
registrars.

12.—(1) The Board shall appoint for each electoral district or part thereof in the county or provisional judicial district, such number of registrars as the Board may deem necessary for the purpose of preparing the lists of voters under this Act.

Oath.

(2) Every registrar before entering on his duties shall take the prescribed oath before the Board or a member thereof.

Registrar
refusing
to act, etc.

(3) If a registrar refuses, neglects or becomes unable to perform the duties of his office, the Chairman of the Board may appoint some other person to act as registrar who shall, after taking the prescribed oath, perform all the duties and be subject to all the obligations of the office as if he had been appointed registrar, and the Board may at any time for such cause as may be deemed sufficient dismiss a registrar and appoint another to act as registrar in his stead.

Registration
districts.

13. The Board shall divide each electoral district into registration districts for the purpose of preparing the lists under this Act, grouping together for that purpose as compactly as they find convenient the polling subdivisions in each district, and shall assign a registrar to each registration district.

Supervision
of regis-
trars.

14. The Board shall advise with and direct the registrars in the performance of their duties under this Act, and for that purpose one member of the Board shall as far as practicable be accessible at all times to the registrars in each electoral district while they are engaged in the performance of their duties.

Proclama-
tion
requiring
list to be
made up.

15.—(1) The Lieutenant-Governor in Council may by proclamation, issued at any time, direct the preparation of the voters' lists under this Act, throughout Ontario or in any specified electoral district or electoral districts, and may fix different dates for the preparation of such lists in rural and urban municipalities respectively.

Notice of
holding
registration.

(2) Upon such proclamation being issued the chairman of the Board shall forthwith give public notice in the prescribed manner of the date on which the registrars shall commence to make up the lists under this Act.

(3)

(3) The notice shall state the name of the registrar for each registration district and his address, and shall give the outside limits of each registration district.

^{Form of notice.}

16.—(1) For the purpose of preparing the lists the Board shall cause each registrar to be furnished with an alphabetical index book for each polling subdivision in his district, the pages of which shall be according to the prescribed form, and upon the first page thereof there shall be stated the limits comprising the polling subdivision for which the book is intended and the number of such polling subdivision in accordance with the revised list of voters, and such limits and number shall also be distinctly shown on the outside front cover.

^{Alphabetical index book.}

(2) In an urban municipality the Board may direct that the lists be prepared according to the order of street numbers of the houses or other places of residence on the streets included in each polling subdivision and the form of the books to be used by the registrars shall be varied accordingly.

^{Making up lists by street numbers.}

17. The Board shall cause each registrar to be furnished with such number of forms of the oaths which may be taken or are required to be taken under this Act as may appear necessary.

^{Supplying forms of oaths.}

18.—(1) Upon the day fixed for commencing to make up the lists and from day to day thereafter until the lists are completed, the registrar shall by visiting every house or other dwelling place in each of the polling subdivisions for which he is appointed, and by careful enquiry compile a list in the prescribed form of the names arranged in alphabetical order of surnames, residence, occupation and post office address or, in an urban municipality, according to street numbers when so directed by the Board, of all persons qualified to be registered under this Act as voters in each polling subdivision.

^{Procedure by registrar in making out list.}

(2) Where the registrar has any reason to doubt the qualifications of any person to be entered upon the list, he shall tender such person an oath in the prescribed form and may require and take evidence on oath from any person.

^{Power to require evidence on oath.}

(3) The registrar shall not enter on the list the name of any person who declines to take the oath when tendered or to give the information required by him and no such person shall afterwards be entered by the registrar on the list.

^{Refusal to take oath or give information.}

(4) The lists prepared by the registrar under this section shall be completed within such period not exceeding thirty days from the day fixed for commencing to make up the

^{Time for completion of list by registrar.}

list

list as may be prescribed by the regulations, but the Board may for special reasons extend the time for making up and delivering any list to such date as the Board may deem proper.

Certification
of list and
transmission
to clerk of
the Board.

19.—(1) As soon as the registrar has completed the lists for the polling subdivisions in his registration district he shall certify each of the lists under his hand in the prescribed form and shall append thereto an affidavit in the prescribed form and shall forthwith deliver the lists and all affidavits, certificates and other documents received by him to the clerk of the Board.

Safe keeping
of lists.

(2) The registrar shall keep the books, lists and other documents received by him in his own custody until the same are so delivered to the clerk, and no person except the registrar shall write upon or in any way meddle with such books, lists or documents.

Printing
and dis-
tributing
lists.

20. As soon as the clerk of the Board has received the last of the polling subdivision lists for any municipality he shall make up and cause to be printed in the prescribed form at least two hundred copies of the lists for the municipality and forthwith shall cause one of the printed copies to be posted up, and to be kept posted up, in some conspicuous place in his office, and shall deliver or transmit by post, by registered letter or by registered parcel post, two copies to each of the following persons:—

- (a) the clerk of every municipality which, or part of which is included in the electoral district;
- (b) the head of every municipality;
- (c) the treasurer of every such municipality;
- (d) every postmaster in the electoral district;
- (e) every head teacher of a public or separate school in the electoral district except in cities or towns;
- (f) the clerk of the council of the county in which the electoral district is situated;
- (g) the registrar of deeds for the electoral district or for the registry division of which the electoral district forms a part;

and ten copies of the list to each of the following persons:—

- (a) the member of the House of Commons for the electoral district or any part thereof;

(b)

(b) The member of the Assembly for the electoral district;

(c) every candidate for whom votes were given at the then last election for the House of Commons and the Assembly respectively, in the electoral district.

21. The clerk of the Board shall keep a book in which he shall enter particulars showing the day on which copies of the lists were posted up by him and were transmitted to each of the persons mentioned in the next preceding section and also whether such copies were delivered personally or transmitted by post, and shall verify such particulars by an affidavit entered in such book in the prescribed form. Record of distribution to be kept.

22—(1) Upon each of the copies so sent there shall be a certificate in the prescribed form over the name of the clerk of the Board, stating that the list is a correct list of all persons entered on the lists prepared by the registrars, as entitled to vote at elections to the Assembly under this Act, and calling upon all voters to examine the list and take immediate proceedings to have mistakes or errors corrected according to law. Certifying printed lists.

(2) Upon the outside or cover of each of the books so sent there shall be printed or written conspicuously a notice in the prescribed form, of the date of the posting up of the list. Notice of posting up.

23. Every official and every head teacher of a public or separate school shall cause one copy of the list sent to him to be posted up in his office or school. School teachers to post up list.

24. The clerk of the Board shall also forthwith cause to be inserted in at least one newspaper having a general circulation in the electoral district, a notice in the prescribed form, signed by him, which shall state that he has delivered or transmitted copies of the list as directed by this Act and the day of the first posting of the list in his office. Notice of printing and posting.

25.—(1) The Board shall designate one of its members to act as **Revising Officer** for the purpose of hearing appeals with respect to the lists prepared for any municipality or group of municipalities in the electoral district. Revising Officers.

(2) The Revising Officer shall hold a sittings in each municipality assigned to him by the Board for the purpose of hearing such appeals. Sittings.

Decision—
where to
be given.

(3) The Revising Officer may defer his decision upon any complaint or appeal coming before him and may before giving his decision thereon, consult with the Board or with other members thereof, but he shall give his decision upon every complaint or appeal within five days after the hearing of such complaint.

Clerk to
Revising
Officer.

(4) The Board may appoint one of the registrars or some other proper person to act as clerk to the Revising Officer.

Oath of
clerk.

(5) The clerk of the Revising Officer before entering upon his duties shall take before the Board or a member thereof, an oath in the prescribed form.

Notice of
sittings.

26.—(1) Immediately after the clerk of the Board has posted up the list in his office, the Board shall cause a notice in the prescribed form to be printed and posted up in a conspicuous place in the municipality and in the offices of the clerk of the Board and the clerk of the Revising Officer, stating the day and place at which the Revising Officer will hold his sittings for the municipality, and the name and place of business or office of his clerk.

What date
may be
fixed.

(2) The date so named shall be not less than thirty days and not more than forty days after the posting up of the list by the clerk of the Board.

Notice of
last day
for making
complaint.

(3) The notice shall state the last day upon which notice of appeal may be given to the clerk of the Revising Officer.

Revision of
lists by
revising
officer.

27.—(1) The lists shall be subject to revision by the Revising Officer at the instance of any voter who complains that the names of any persons who are entitled to be entered on the voters' lists have been omitted from the same or that the names of persons who are not entitled to be voters have been entered on the lists.

Decision of
revising
officer to
be final.

(2) The decision of the Revising Officer with regard to the right of any person to vote or as to the right to enter on or strike from the list any person as a voter, shall be final.

Who may
complain.

28.—(1) Any voter whose name is entered on or who is entitled to have his name entered on the list for any municipality in the electoral district may, upon giving notice in writing in the prescribed form within twenty days after the clerk of the Board has posted up the list in his office, apply, complain, or appeal to have his own name or the name of any other person, corrected in, entered on, or removed from the list prepared under this Act.

Notice of
complaint.

(2) A person who has acquired the qualifications entitling him to vote at elections to the Assembly before the time for giving the notice of appeal to the Revising Officer has expired, shall be deemed to be a person entitled to be entered on the list.

Persons becoming qualified after list prepared.

(3) A person whose name is entered on the list and who has before the time for giving the notice of appeal to the Revising Officer has expired, ceased to be qualified to be entered on the list, shall be deemed to be wrongfully entered on the list and his name shall be removed therefrom.

Persons who have ceased to be qualified.

29. The Revising Officer may without previous notice of appeal or complaint, on an application made by or on behalf of any person entered on the list, correct any mistake which shall appear to have been made in compiling the list in respect of the name, place of abode, or qualification of a person entered on the list in respect of whose right to be so entered, an appeal or complaint is pending before the Revising Officer.

Correction of mistakes etc.

30.—(1) A person making a complaint in respect of the list shall within twenty days after the clerk of the Board has posted up the list in his office, give to the clerk of the Revising Officer, or leave for him at his residence or place of business, notice in writing in the prescribed form of his complaint.

Notice of complaint.

(2) Where the complaint is that the name or qualification of some person other than the appellant is wrongly entered or stated in the list the like notice shall be given to such person by the complainant.

Notice to person appealed against.

(3) The notice may be served upon such person by delivering the same to him personally or by leaving it with some grown-up person at his place of residence as stated in the list.

Service of notice.

(4) The Revising Officer shall not strike off the name of any person entered upon the list unless it appears to him that such person has had due notice of the complaint.

Revising officer to be satisfied as to notice.

31. The clerk of the Revising Officer shall immediately after the expiration of the time limited for giving notice of appeals, forward a list of the same to the Revising Officer, and post up a notice in a conspicuous place in his office, containing the names of appellants and persons appealed against, with a brief statement of the cause or ground for appeal, together with the date on which the Revising Officer will hold his sittings to hear appeals.

List of appeals.

32. Upon the day and at the time and place fixed by the Board, the Revising Officer shall hear the appeals and may adjourn the hearing from time to time and may postpone his decision upon any appeal, but so that such appeals shall be determined within five days after the hearing thereof, and

Hearing

so that the list shall be finally revised and certified by the Revising Officer within ten days after the first day upon which the sittings of the Revising Officer is held.

Order for
attendance
of witness.

33.—(1) Any person may obtain from the Revising Officer or his clerk, or from any member of the Voters' Registration Board an order in the prescribed form, requiring the attendance before the Revising Officer, at the time mentioned in the order, of a witness residing, or served with the order in any part of Ontario; and requiring the witness to bring with him and produce at the hearing of the appeal any papers or documents mentioned in the order, and every witness served with the order shall obey the same, provided his expenses, according to the scale allowed in division courts, are paid or tendered to him at the time of service.

Obligation
to attend.

(2) Any person appealing, or any person in respect of the registration or omission of whose name a notice of appeal is given, shall, if resident within the municipality, upon being served therewith, obey the order without being tendered or paid his expenses.

Service of
order.

(3) The order shall be sufficiently served upon any such person:—

- (a) if the order is served upon him personally, or
- (b) where he has a known residence or place of business in the municipality, if a copy of the order is left for him with some grown-up person at such residence or place of business; or
- (c) where he has no such known residence or place of business, if a copy of the order is mailed to him through the post office, prepaid, directed to him at the address contained in the list or in any notice given or affirmation or affidavit made by him under this Act.

Penalty for
non-attend-
ance of
person
appealed
against.

(4) If a person, whose right to be a voter is the subject of enquiry, does not attend in obedience to the order, the Revising Officer in the absence of satisfactory evidence as to the reason for his non-attendance, or as to his right to be a voter, may on the ground of his non-attendance, strike his name off the list of voters, or refuse to enter his name thereon, or may impose on him a fine not exceeding \$20, or may do both.

Order may
be for
several
witnesses

(5) The names of any number of witnesses may be inserted in one order.

34.—(1) The Revising Officer shall prepare a list of the changes to be made in the list of voters as a result of the appeals heard and disposed of by him and such list shall be certified in the prescribed form.

List of changes made by revising officer.

(2) A copy of such list shall be furnished to any voter applying for the same upon the payment of the prescribed fee.

Copies to be furnished.

(3) The Revising Officer shall make the changes set out in the list upon one of the printed copies of the list prepared by the registrar and opposite or at the side of the name of any person struck off the printed list of voters the Revising Officer shall write the words "struck off" followed by his initials, and shall also insert in other proper places all names added by him to the list of voters with the word "added" followed by his initials.

How changes to be noted on list.

(4) Immediately after the full and final revision of the list the Revising Officer shall deliver to the clerk of the peace the completed list of voters for the municipality with his certificate in the prescribed form appended thereto.

Delivery of completed list to clerk of the peace.

(5) Every list of voters revised and closed under the provisions of this Part shall be final and conclusive and shall be subject to no further appeal and shall together with Part I of the last revised voters list prepared under *The Ontario Voters' Lists Act* constitute the proper list of voters to be used on an election to the Assembly.

Finality of list.

35.—(1) Subject to the Regulations the sittings of the Revising Officer shall be held at such place as may be designated by the Board.

Place of sittings.

(2) Every sittings of the Revising Officer held in a county or district town shall be held in the Court House if no other place is provided therefor.

At court house.

36.—(1) In all proceedings before the Revising Officer he shall have all the powers which belong to, or might be exercised by the judge of a county or district court sitting in court.

Powers of revising officer.

(2) The Revising Officer may amend any notice or other proceeding upon such terms as he may think proper.

Powers of amendment.

37.—(1) The Revising Officer shall have the power to appoint a proper person to attend as constable at the sittings and the duties and powers of such person shall be as nearly as may be the same as those of a bailiff at a sitting of a division court.

Constable.

Fees..

(2) The person acting as constable shall be entitled to such fees as may be fixed by the Regulations.

Report on
fraudulent
conduct.

38. If the Revising Officer is of opinion that offences against this Act or frauds in respect to the preparation of the list, have prevailed extensively in the municipality, he shall report the same to the Attorney-General with particulars as to names and facts.

Substituted
appellant.

39. If an appellant dies or abandons his appeal or is found not to be entitled to be an appellant, the Revising Officer may in his discretion allow any other person who might have been an appellant, to intervene and prosecute the appeal upon such terms as the Revising Officer may think just.

Costs.

40. The costs to be allowed on any proceeding under this Act shall be according to the scale fixed by the Regulations and an unsuccessful appellant or complainant shall be liable to pay the witness fees only, unless in the opinion of the Revising Officer, the complaint or appeal is frivolous or vexatious, or has not been made in good faith, when the Revising Officer may order the appellant or complainant to pay in addition any other costs allowed by the Regulations.

Enforcing
payment of
costs.

41. The payment of costs may be enforced by an execution in the prescribed form against goods and chattels, to be issued from the division court of the division within which the municipality or part thereof is situate, upon filing therein the order of the Revising Officer, and an affidavit showing the amount at which the costs have been allowed and the non-payment thereof.

Affidavits,
etc., not to
be taken by
member or
candidate.

42. No affidavit or declaration which is sworn or acknowledged before a member of or a candidate for the Assembly, shall be used upon the revision of a voters' list.

Books and
forms.

43. Subject to the Regulations the Clerk of the Crown in Chancery shall cause the proper books and forms required by this Act to be prepared and printed and he may then distribute the same to the Clerk of the Peace for the use of the Boards and Registrars and Revising Officers, or he may cause sample copies thereof to be prepared and delivered to the Clerk of the Peace.

Times
limited to be
directory

44. The times limited by this Act shall be directory only, and any mistake or miscarriage in respect of the performance of the duty of any officer or of anything required to be done under this Act shall not invalidate an elec-

tion, unless the mistake or miscarriage is of such a nature that in the opinion of the Election Court it may have affected the result of the election, but this shall not prevent the election from being avoided where the mistake or miscarriage was brought about in whole or in part by the improper conduct of a candidate or his agent.

45. A voter and the agent of a voter may, at all reasonable times and under reasonable restrictions, inspect and take copies of or extracts from any affidavit or list, certificate, book, notice, complaint and other document or proceedings used in carrying out the provisions of this Act, and the clerk of the Board, registrar, or other person having the custody thereof, shall accord all reasonable facilities which may be consistent with the safety of the documents, and the rights and interests of all persons concerned, and shall in this regard be subject to the direction of the Board.

Rights to inspect and take copies of documents.

46.—(1) The clerk of the peace shall furnish to any person who may require the same, a certified copy of the list then last revised and certified, or any portion thereof, for any municipality or electoral district, upon the payment of the prescribed fee.

Furnishing copies of or extracts from lists.

(2) In lieu of a copy of the list or a portion thereof, the clerk of the peace if required, shall furnish a statement of the alterations and corrections made by the Revising Officer, upon the payment of the prescribed fee.

47. The fees and expenses payable by the Province under this Act or the regulations shall be a charge upon and shall be paid out of the consolidated revenue fund upon the certificate of the Auditor of Criminal Justice Accounts who shall check and audit the accounts of all officers and other persons for services performed under this Act and his certificate shall be final and shall not be subject to any further revision or audit.

Fees and expenses payable by province.

48.—(1) The following persons shall be deemed guilty of an offence and shall be punishable accordingly:—

Offences.

- (a) Every person who, directly or indirectly, by himself or by any other person on his behalf, receives, agrees or contracts for any money, gift, loan or valuable consideration, or office, place or employment, for himself or any other person, for being or for agreeing to be, or for refraining or agreeing to refrain from being entered on the lists prepared under this Act;

Bribery.

Receiving
bribes.

(b) Every person who, directly or indirectly, by himself or by any other person on his behalf, receives any money, gift, loan or valuable consideration, or accepts any office, place or employment on account of his or any other person having been entered or refrained from being entered on the list, or having induced some other person to register or to refrain from being so entered;

Personation.

(c) Every person who applies to be entered on the list in the name of another person, whether such name be that of a person, living or dead, or of a fictitious person, or who, having been once entered applies at any time after such entry and before the election to be again entered under this Act either in the same or some other electoral district, except as authorized by section 3 of this Act;

Counselling
and pro-
curing.

(d)* Every person who, directly or indirectly, aids or abets, counsels or procures the commission of the offence described in the preceding clause of this subsection;

Fraudu-
lent appli-
cation.

(e) Every person who wilfully applies for entry on the list or who registers at any such sittings knowing that he has not the right to be registered;

Frauds in
making up
list.

(f) Every person who directly or indirectly, wilfully abets, induces or procures any person to apply to be entered on the list, knowing that such person has not the right to be so entered;

Officers.

(g) Every person who, being an officer appointed or charged with any duty under this Act is guilty of any misfeasance or any wilful act or omission in contravention of this Act;

False infor-
mation to
registrar.

(h) Every person who gives false information to the registrar in order to procure the entry on or omission from the list of the name of any person.

Personation.

(2) An offence under clause c of subsection 1 shall constitute the offence of personation.

Penalty.

(3) Every person guilty of an offence against the provisions of this section shall incur a penalty of not less than \$20 nor more than \$100 for each offence, and shall also be disqualified from being entered or registered as a voter, under

this

this or any other Act, and from having his name retained on any voters' list as a voter, or from voting at any election for three years thereafter.

(4) The judge of the county or district court, on the complaint of anyone, whether a voter or not, at any time after the conviction of such person, may in a summary manner, and on proof of the conviction, strike the name of such person from any voters' list upon which his name is entered for any polling subdivision within the jurisdiction of the judge, and the clerk of the peace, or other officer having the custody of the voters' list, shall attend the judge when required so to do for the purpose of having the name of such person struck off as aforesaid.

Striking
name of
offender
off list.

(5) Where the Board, upon complaint made to it, finds or has reason to suspect that a registrar has been guilty of misconduct in the preparation of a list or has made extensive errors or omissions therein, the Board may at any time before the sittings of the revising officer, appoint some other person in the place of such registrar to make up a new list and such list shall be substituted for any list theretofore prepared.

Ordering
new list in
case of mis-
conduct,
etc., of
officer.

49.—(1) Any person who wilfully or maliciously destroys, injures or obliterates or wilfully and maliciously causes to be destroyed, injured or obliterated a book, list, certificate, oath, affidavit or other document made, prepared or drawn out according to or for the purpose of meeting the requirements of this Act, or any of them, shall incur a penalty of \$2,000 and shall be imprisoned for a period not exceeding twelve months.

Tampering
with books,
documents,
etc.

(2) Any person who aids, abets, counsels or procures the commission of any violation of this section, as in this section mentioned, shall incur a penalty of \$2,000, and shall be imprisoned for a period not exceeding twelve months.

Aiding and
abetting.

50. Any person appointed a registrar or Revising Officer or clerk who refuses to accept office or who, after accepting the same, refuses or neglects to take and subscribe the prescribed oath or to perform the duties of the office, for his neglect or refusal, if appointed a registrar, shall incur a penalty of \$100 and if a clerk, a penalty of \$50.

Refusing to
accept office
or take
oath.

51. A commissioner for taking affidavits, a notary public or a justice of the peace who falsely signs an affidavit to be used under this Act, certifying or stating that such affidavit was sworn before him, or who signs it prior to the same being signed by the person purporting to swear the same or other-

Who may
administer
oaths.

wise than in the presence of the deponent, shall forfeit his office, and shall also incur a penalty of not less than \$50 and not more than \$200, and be liable to imprisonment for any period not exceeding three months with or without hard labour.

Recovery of penalties.

52.—(1) Any penalty, where imprisonment may not be imposed, mentioned in the next preceding three sections, may be recovered, with costs, by any person suing for the same in any court of competent jurisdiction.

(2) Actions for penalties incurred under this Act shall be tried by a judge without a jury.

Copies of Act, forms, etc., to be furnished.

53. Wherever a proclamation calling for the preparation of lists under the Act is issued, there shall be sent to the returning officer with the writ of election such a number of copies of this Act and of the regulations and forms, and of any amendments thereto, with full indexes thereto, as will be sufficient to supply the returning officer and every registrar, Revising Officer and clerk with one copy at least.

Regulations.

54.—(1) The Lieutenant-Governor in Council may make such regulations as may be deemed expedient for the carrying out of this Act, having regard to the general public convenience and the full, accurate and prompt completion of the lists:—

- (a) Prescribing the forms, books, notices and other documents to be used for the purposes of this Act;
- (b) Respecting the qualifications and duties of registrars, Revising Officers, clerks, and other officers appointed under this Act and the duties of the clerk of the peace;
- (c) Respecting the books and other records to be kept;
- (d) Fixing the fees to be payable to officers and other persons for services performed and the witness fees and costs payable under this Act, and prescribing the manner in which the same are to be borne and paid;
- (e) Fixing the times within which the lists shall be completed and delivered by the registrars and the time within which any duty imposed by this Act as to which no other provision is made, shall be performed.
- (f) With respect to the manner of granting an enfranchisement certificate and the proof of the granting thereof;
- (g)

(g) As to the provision to be made for the offices or places of sittings of the Board, and of Registrars, Revising Officers, the Board of Appeal and clerks;

(h) For the prevention of irregularities and misconduct on the part of officers, agents and other persons as to any matter arising under this Act and declaring any such irregularity or misconduct to be an offence against section 48.

(i) For giving directions as to any matter in connection with the preparation of lists under this Act which is not expressly provided for therein and generally for the better carrying out of the provisions of this Act.

(2) Separate regulations may be made for rural municipalities and for urban municipalities and for different classes of municipalities. Differing regulations.

(3) Any regulation made by the Lieutenant-Governor in Council under this Act shall have the same force as if it had been enacted therein. Force of regulations.

55.—(1) In the case of a by-election the writ for which bears date more than one year subsequent to the polling day of a previous election for which lists have been prepared under this Act, the proceedings for preparation of the lists herein provided for shall be taken unless the Clerk of the Crown in Chancery shall, on the issue of the writ, give notice in writing to the Chairman of the Board that new lists are not required. By-election after one year when new-lists necessary.

(2) The Clerk of the Crown in Chancery shall give such notice in case the First Minister of the Executive Council of Ontario and the Leader of the Opposition in the Assembly certify to the clerk in writing that in their opinion lists are unnecessary. Notice from clerk of the crown in chancery.

(3) In the case of a by-election, the writ for which bears date not more than a year subsequent to the polling day of the next preceding election for which lists were prepared, no new lists shall be prepared unless the Clerk of the Crown in Chancery shall give notice in writing to the chairman that new lists are desired, which he shall do upon the written request of the First Minister of the Executive Council or of the Leader of the Opposition. By-election within a year.

Unorganized
territory.

Rev. stat., c.
6.

56. In territory without municipal organization the voters' lists shall be prepared as heretofore under the provisions of Part 3 of *The Ontario Voters' Lists Act*, but

- (a) section 8 of this Act shall apply *mutatis mutandis* to the lists so prepared;
- (b) every woman shall be entitled to be entered upon such lists on the same terms and conditions as a man, except as provided in the said section;
- (c) a person otherwise qualified as set forth in section 6 shall be entitled to be entered on the list if at the time of his enlistment he was residing within the locality, or having no permanent place of residence in Ontario, was at the time of his enlistment temporarily a resident of such locality.

Rev. stat.,
c. 7;

4 Geo. V, c. 5, of

ss. 6-9; and

6 Geo. V, c. 6, and

section 2 of *The*

Election Law Amendment Act, 1916,

s. 2, pt.
repealed.

57. *The Manhood Suffrage Registration Act*, chapter 7 of *The Revised Statutes of Ontario, 1914*, sections 6, 7, 8 ss. 6-9; and 6 Geo. V, c. 6, and section 2 of *The Election Law Amendment Act, 1916*, so far as the same relates to lists to be prepared under *The Manhood Suffrage Registration Act*, are repealed.

PART II.

Application
of Part II.

58. The following sections of this Act shall apply to and have effect as to the preparation of lists of persons qualified to vote at elections to the Assembly in every city and to every town being a county or district town having a population of nine thousand or over according to the last census of the Dominion of Canada and for the purposes of this Act every such town shall be deemed a city.

Lists to be
made up by
street
numbers.

59.—(1) The list of voters to be prepared by the registrar shall be made up by the order of the street numbers of houses or other places of residence on the streets included in each polling subdivision instead of being made up in alphabetical order of the surnames of the persons entered on the list as provided by section 18, and the index book supplied to the registrar shall be prepared in the prescribed form accordingly.

Notice to
persons
omitted
in making
up list.

(2) Where the registrar has reason to believe that some person is entitled to be entered upon the list as to whom, owing to absence or other cause, he is unable to obtain the necessary information when preparing his list as provided in section 18, he shall leave at the residence of such person a notice in the prescribed form of the date and place at which he will hold his sittings for the purpose of hearing applications to be entered upon the list.

60. The only persons who shall hereafter be entitled to vote at the election of a member to serve in the Assembly shall be those persons whose names are entered upon the lists of voters prepared under this Part and for the purposes of an election to the Assembly, the lists prepared under this Part shall be the only proper lists to be used at such election.

Lists to be the only lists to be used.

61. The persons who may be entered upon any such list shall be the persons described in sections 4 and 6 and no others, but the entry of the name of any person on any other list of voters for the municipality in which he or she is qualified to vote prepared under any other Act, shall not disqualify any such person from being entered upon the list prepared under this Part.

Who to be entered on lists.

62. The lists prepared by the registrar and posted up by the clerk of the Board shall not be subject to revision by a Revising Officer as provided in Part I.

List not to be subject to revision by revising officer.

63.—(1) The Board shall fix a time and place in each registration district, at which the registrar shall sit for the purpose of hearing applications from persons claiming to be qualified to be entered upon such lists and whose names are not entered on the printed lists posted up by the clerk of the Board, but such sittings shall not be held on more than two days, one of which shall be a Saturday.

Sittings of registrar to make up supplementary lists.

(2) The date so fixed shall not be more than twenty days nor less than fifteen days after the posting up of the list by the clerk of the Board.

Period within which sittings to be held.

64. For the purpose of receiving applications to be entered upon the list the registrar shall attend at the place and on the day so fixed during the hours from nine o'clock in the forenoon until ten o'clock in the afternoon and the time from half-past seven in the afternoon to half-past eight in the afternoon of each day shall so far as possible be set apart for the registration of working men and working women.

Hours of sittings.

65. Every person who claims to be qualified to be entered upon the list and whose name the registrar has not entered thereon, may personally apply to the registrar at such sittings, to be entered upon the list to be prepared at such sittings herein called the "supplementary list."

Application for entry on supplementary list

66. The registrar shall be furnished by the Board with books containing such number of the prescribed forms of oath to be taken by persons applying for entry upon the supplementary list, as may appear necessary, and with a book for each polling subdivision in his district, in the prescribed

Oaths.

scribed

scribed form, in which he shall enter the name of and other particulars as to every person who appears to be entitled to be entered upon such supplementary list and who takes the prescribed oath.

Hearing of application.

67. The registrar may make such enquiries of the applicant as he may deem necessary in order to ascertain the qualifications of such applicant to be entered upon the list and he shall hear any evidence under oath then produced as to whether such applicant is or is not entitled to be entered as a voter, and for that purpose may administer an oath to any person tendering such evidence.

Filling up oath form and swearing applicant.

68. The registrar after being satisfied that the applicant is entitled to be entered upon the list, shall before administering the oath to the applicant, fill up from the statements of the applicant the blanks for the name and other particulars required to be filled in, in order to make the oath complete and shall then administer the oath to the applicant and subscribe the same.

Swearing more than one person at same time.

69. The registrar may administer the oath to any number of persons not exceeding four at the same time unless objection is taken by any agent present, in which case the applicants shall be sworn separately.

Refusal to take oath or give information.

70.—(1) If the applicant refuses to take the oath, or refuses or is unable to give the information requisite to enable the registrar to fill up the particulars in respect of the applicant and of his residence which are required, the applicant shall not thereafter be entered upon the list.

After name has been filled in in oath.

(2) If such refusal or the discovery of the applicant's inability as aforesaid, takes place after his name has been written in the form of oath, the registrar shall write at the foot of the form the words "refused to swear" or the words "unable to give particulars" as the case may be.

Making up list from oaths books.

71.—(1) Immediately after the close of the sittings the registrar shall make up in the prescribed form a supplementary list from the oaths and affidavits subscribed before and delivered to him, arranging the names as far as practicable in the order of the street numbering of the houses or other places of residence in each polling subdivision.

Attestation of supplementary lists.

(2) The registrar shall sign his name at the foot of every page upon which the lists are written and shall append to the list for each polling subdivision an affidavit in the prescribed form.

(3) The registrar not later than the third day after the close of the sitting shall deliver to the clerk of the peace the supplementary lists together with the books of oaths, and the affidavits, certificates and other documents received by him. Delivery of lists to clerk of the peace.

72. No person except the registrar shall write upon or in any way meddle with the books, and the registrar shall keep the same in his custody until he delivers them to the clerk of the peace. Interference with books.

73. At the close of each sittings the registrar shall make and sign a memorandum immediately under the last oath administered stating that the preceding oaths signed by him were taken before him on that day, and giving the day of the month and year when the same were taken. Entry of oaths taken.

74.—(1) Where a claim is made that a person who is otherwise entitled to be entered on the list, hereinafter referred to as an "absentee," is unable to attend the sittings, Persons unable to attend sittings.

(a) by reason of sickness or other physical disability; On account of sickness.

(b) by reason of such person being Temporary absence.

i. temporarily absent from the city and from the county or district in which the city is situate, or

ii. a person belonging to the class mentioned in section 6;

iii. a member of a permanent Militia Corps enlisted for continuous service, or

iv. on service as a member of the Active Militia, or

v. a student in attendance at an Institution of learning in Canada,

and application is made to the proper registrar to enter the name of the absentee on the supplementary list, the registrar, if satisfied by evidence adduced as hereinafter provided that the absentee, is entitled to be so entered, shall enter the name of such absentee, if the applicant delivers to the registrar an affidavit, in the prescribed form, stating such facts as the absentee would have been required to depose to before being so entered, had he applied in person. Registration on filing affidavit.

Where affidavit is made by some one other than absentee.

(2) Where the affidavit is made by some person other than the absentee the statements in the affidavit shall be positive, or if on information and belief the source of the deponent's information shall be clearly stated, and the registrar shall decide as to the sufficiency of the affidavit.

Further evidence required.

(3) The registrar may require any applicant to give evidence before him on oath, and may also hear any other evidence on oath which may be adduced either for or against the application, and unless the registrar is satisfied that the absentee is entitled to be entered on the supplementary list he shall refuse to so enter him.

Who may apply for absentee.

(4) Any resident of the municipality may apply to have an absentee entered upon the supplementary list

Authority of applicant.

(5) The applicant's affidavit shall set forth the facts entitling him to apply for the registration of the absentee and shall also state the Christian name and surname and the occupation of the applicant, and his place of residence.

Illiterate applicant.

(6) The registrar before acting upon the affidavit shall be satisfied that the deponent understands the same and may, and at the request of any agent shall require the applicant to re-swear before him an affidavit purporting to be made by such applicant.

Entry made in book.

(7) Opposite the name of each person entered upon the list without his being personally present, the registrar shall, in the supplementary list write or cause to be written the word "Absentee."

Renewal of application.

(8) In case an application made to enter any person upon the list as an absentee is refused, no other application to enter him as an absentee shall be entertained, unless the registrar is satisfied that the refused application was made in order to deprive the absentee of his right to be so entered or unless leave to renew the application was reserved.

List of refused applications.

(9) The registrar shall keep a list of all the refused applications to register absentees and shall deliver the same and the affidavits in connection therewith to the clerk of the peace when he delivers to him the supplementary list.

75. The registrar shall, upon the request of any applicant whose application either on behalf of himself or some other person to be entered on the lists has been refused, give to the applicant a certificate of such refusal in the prescribed form. Certificate of refusal.

76.—(1) There shall be a Board of Appeal which shall consist of the chairman and two other members of the Voters' Registration Board for the county or provisional judicial district (to be designated by the Board) in which the city is situated. Board of appeal.

(2) The Chairman of the Board shall be Chairman of the Board of Appeal. Chairman.

(3) The Board may appoint the clerk of the Voters' Registration Board or one of the registrars to be clerk of the Board of Appeal. Clerk.

77.—(1) If the registrar refuses to enter upon the list the name of any person who has taken or is willing to take the oath, or on whose behalf, being an absentee, application is made for his entry on the list, the applicant may, within three days after the close of the sittings of the registrar, appeal to the Board of Appeal by notice in writing in the prescribed form filed with the clerk of the Board of Appeal and accompanied by the certificate of the registrar mentioned in section 75. Right of appeal for entry on list.

(2) An appeal shall also lie in like manner and on the like notice and upon a further notice in the prescribed form to the person entered on the list, from the decision of a registrar entering the name of such person and in the case of an absentee the notice shall be given to the person upon whose application the absentee was entered on the list. Appeal to strike off.

78. The sittings of the Board of Appeal shall be held at such time and place as may be fixed by the Board and not less than ten days nor more than fifteen days after the final sitting of the registrars. Time and place of sittings.

79. Except as otherwise provided in this Part or the regulations, the provisions of Part I respecting the sittings of the Revising Officer shall apply *mutatis mutandis* to the sittings of the Board of Appeal for the hearing of appeals with respect to the entry upon, or omission of names from, the lists and supplementary lists prepared by the registrar, but nothing in this section shall extend the right of appeal given by section 77. Application of provisions of Part I.

Altering
lists as
result of
appeals.

80. The clerk of the peace shall attend the sittings of the Board of Appeal with the lists and supplementary lists delivered to him by the registrars, and the Chairman of the Board of Appeal, or the Clerk of the Board of Appeal acting under his directions, shall make and initial the alterations in such lists rendered necessary as a result of the decisions of the Board of Appeal, and the Chairman of the Board of Appeal shall append his certificate in the prescribed form to every such list and deliver the same to the clerk of the peace.

Lists as
certified to
be used at
election.

81. The lists so certified and no others shall constitute the proper voters' lists to be used at the next ensuing election to the Assembly for the city, or for any electoral district in the city or of which the city or any portion thereof forms a part.

Preservation
of the peace.

82.—(1) Every registrar and every member of the Board of Appeal shall, during the days on which the sittings are held, be a conservator of the peace and invested with the same powers with which justices of the peace are invested in Ontario, and may appoint as many special constables as may be deemed necessary for the purpose of carrying out the provisions of this Act, or for the removal from the place in which the sittings are held, or for the arrest or detention of persons who are charged with personation, or who are or have been impeding or improperly interrupting the proceedings or creating a disturbance.

Special
constables.

Verbal
directions
for removal.

(2) The registrar or chairman may verbally direct the forcible removal of any such person.

Oath.
unneces-
sary.

(3) The special constables shall have power to act, without taking the oath.

Constables
to attend.

(4) The chief of police of the city shall cause a constable to be in attendance at each place at which the sittings are held during the time the same are kept open.

What agents
may be
present.

83.—(1) Any person whom the Board deems to be in good faith a candidate to represent the electoral district may appoint, in writing, two electors as agents to represent him at any sittings of the registrar or Board of Appeal, and in the absence of any person authorized in writing to act as agent for an absent candidate, any elector in the interest of such candidate may declare himself to be and may act as agent of such candidate, without producing any special authority in writing for that purpose.

(2) Any political organization not represented by a candidate or his agents, may also appoint, in writing, duly authenticated to the satisfaction of the Registrar or of the Board of Appeal, two electors as agents to represent such organization at any registration sittings.

What agents of political organizations may be present.

84. Subject to such directions as the registrar or Board of Appeal may from time to time give to prevent the proceedings being delayed or interfered with, any elector shall be entitled to be present as a spectator at a sittings, provided that no more than twelve persons other than the officers, candidates and agents shall be entitled to be present at the same time, and no person shall ask any question of an applicant unless such person is a candidate or the agent of a candidate, and no candidate or agent shall ask any such question except through the registrar or Chairman of the Board of Appeal or by his permission.

Presence of electors at registration.

CHAPTER 6.

An Act to amend The Ontario Election Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as "*The Election Law Amendment Act, 1917.*"

Rev. Stat. c. 8, s. 12, ss. 1. **2.** Subsection 1 of section 12 of *The Ontario Election Act* is repealed and the following substituted therefor:—

Who disqualified from voting. (1) Judges of the Dominion and Provincial Courts, clerks of the peace, crown attorneys, and police magistrates in cities and towns having a population of 5,000 and over, shall be disqualified and incompetent to vote.

Rev. Stat. c. 8, s. 14, repealed. 7 Geo. V, c. 5. Enfranchisement of women. **3.** Section 14 of *The Ontario Election Act* is repealed and subject to the provisions of *The Ontario Franchise Act*, a woman shall be entitled to be entered on the voters' list and to vote in the same manner and upon the same qualification as a man.

Rev. Stat. c. 8, s. 16. Voters in Part I of Voters' List. **4.**—(1) Section 16 of *The Ontario Election Act* is amended by striking out all the words in the first three lines and substituting therefor the words "every person shall be entitled to be entered on the voters' list prepared under Parts I or II of *The Ontario Voters' Lists Act* who."

Rev. Stat. c. 8, s. 17, repealed. (2) Section 17 of *The Ontario Election Act* is repealed.

Rev. Stat. c. 8, s. 18, amended. 7 Geo. V, c. 5. Voters in unorganized territory. **5.** Section 18 of *The Ontario Election Act* is amended by inserting as the commencement of the said section the words "Subject to the provisions of *The Ontario Franchise Act*" and by striking out the word "man" at the commencement of the third line and inserting in lieu thereof the word "person."

6. Section 19 of *The Ontario Election Act* is repealed and the following substituted therefor:—

Rev. Stat.
c. 8, s. 19,
repealed.

19. Every person whose name is entered upon the list prepared under *The Ontario Voters' Lists Act* or under *The Ontario Franchise Act*, shall be entitled to vote if he is at the time of tendering his vote, a resident of, and domiciled in the electoral district and has resided continuously therein from the time when the list was certified by the Judge of the County Court, or when the list under *The Ontario Franchise Act* was prepared, as the case may be, but no one who has been entered upon the voters' list as a person who will attain the age of twenty-one years within thirty days after the day fixed for hearing appeals to the Judge, under *The Ontario Voters' Lists Act*, shall be entitled to vote until he has attained the age of twenty-one years.

7. Subsection 1 of section 21 of *The Ontario Election Act* is repealed and the following substituted therefor:—

Rev. Stat.
c. 8, s. 21,
ss. 1,
repealed.

21.—(1) A person may be resident in a municipality or in an electoral district within the meaning of this Act notwithstanding occasional or temporary absence, or absence as

(a) a member of a permanent militia corps enlisted for continuous service or enlisted as a member of the active militia; or

(b) a person serving in the naval or military forces of Canada or Great Britain or of any of Great Britain's allies in the present war, or as a nurse or nursing sister or in any other capacity with such forces; or

(c) a student in attendance at an institution of learning in the Dominion of Canada.

8. Subsection 1 of section 22 of *The Ontario Election Act* is amended by adding as the commencement of the said subsection the words "Subject to the provisions of section 6 of *The Ontario Franchise Act*."

Rev. Stat.
c. 8, s. 22,
ss. 1,
amended.
Indian
voters.

7 Geo. V,
c. 5.

Rev. Stat.
c. 8, s. 22,
ss. 2,
amended.
7 Geo. V,
c. 5.

9. Subsection 2 of section 22 of *The Ontario Election Act* is amended by adding after the word "blood" at the end of the second line, the words, "and who is not marked upon the polling list as qualified to vote under section 6 of *The Ontario Franchise Act*."

Rev. Stat.
c. 8, s. 73,
amended.

10. Section 73 of *The Ontario Election Act* is amended by inserting the following as subsection 1a—

Certificate
as to
date for
commenc-
ing to
make up
lists.

(1a) The returning officer shall obtain from the clerk of the peace, a certificate Form 14A, showing the day fixed for commencing to make up the voters' lists under *The Ontario Franchise Act* and except in cities to which Part II of *The Ontario Franchise Act* applies, the last day upon which complaint can be made to the Revising Officer in respect of the list.

7 Geo. V,
c. 5.

Rev. Stat.
c. 8, s. 73,
ss. 2, 3, 4,
amended.
Certificates
as to
dates.

11. Subsections 2, 3 and 4 of section 73 of *The Ontario Election Act* are amended by adding after the word "clerk" in each of the said subsections, the words, "or clerk of the peace."

Rev. Stat.
c. 8, s. 73,
ss. 5,
amended.

12. Subsection 5 of section 73 of *The Ontario Election Act* is amended by inserting after the words "assessment roll" at the end of the fourth line, the words "or the day fixed for commencing to make up the list of voters under *The Ontario Franchise Act*."

7 Geo. V,
c. 5.

Rev. Stat.
c. 8, s. 74.

13. Section 74 of *The Ontario Election Act* is repealed and the following substituted therefor:—

Proper
voters' list
to be used.

74.—(1) Subject to the provisions of subsections 2 and 3 and of the next succeeding five sections the first part of the list of voters last certified by the Judge and delivered or transmitted to the clerk of the peace under *The Ontario Voters' Lists Act* before the date of the writ and the last list of voters prepared and certified and delivered or transmitted to the clerk of the peace under *The Ontario Franchise Act* before the day of nomination, shall be the proper lists to be used at an election.

7 Geo. V,
c. 5.

Proper
voters' list
to be used
in cities.

(2) In cities to which Part II of *The Ontario Franchise Act* applies, the last list prepared and certified under *The Ontario Franchise Act* and delivered or transmitted to the clerk of the peace before the date of nomination, shall be the proper voters' list for use at an election.

(3)

- (3) In territory without municipal organization the last list prepared and certified by the Judge under Part III of *The Ontario Voters' Lists Act* before the date of nomination, shall be the proper voters' lists to be used at an election. In un-organized territory. Rev. Stat. c. 6.

14. Subsection 1 of section 78 of *The Ontario Election Act* is repealed and the following substituted therefor:— Rev. Stat. c. 8, s. 78, ss. 1, repealed.

- 78.—(1) Every returning officer upon granting a poll, shall forthwith obtain from the clerk of the peace a polling list for each polling subdivision in the electoral district which shall be a true copy of the proper voters' list or lists, as the case may be, for the polling subdivision and the returning officer shall immediately cause the polling lists to be delivered to the deputy returning officers. Procuring polling lists for d.r.o.'s.

15. Section 79 of *The Ontario Election Act* is repealed and the following substituted therefor:— Rev. Stat. c. 8, s. 79, repealed.

- 79.—(1) Where the proper voters' lists to be used are the voters' lists prepared under Part I or II of *The Ontario Voters' Lists Act* and the lists prepared under *The Ontario Franchise Act*, the clerk of the peace when preparing the lists of voters appearing to be entitled to vote within the polling subdivision or at the polling place for which the list is required, shall write at the beginning of each list in red ink, the words "Part I—Voters entitled according to joint Municipal and Assembly List" and shall enter on that part of the list in alphabetical order the names of all persons, who according to the proper voters' lists are entitled to vote at both municipal elections and elections to the Assembly and no other names. Entry of names from voters' lists.

- (2) When the clerk of the peace has so completed the list of names, he shall write on the line immediately below the last of the names, the following words, in red ink—"Part 2—Voters entitled under *The Ontario Franchise Act*," and shall enter on that part of the list in the order in which the names appear in the list prepared under *The Ontario Franchise Act*, the names of all persons appearing on such list. From lists prepared under O. F. Act. 7 Geo. V. c. 5.

Clerk of the
peace to
sign each
list.

- (3) Where the list consists of more than one sheet or page he shall sign his name at the foot of each sheet or page immediately after the last name thereon.

Letters to
follow
names on
lists.

- 79a. The clerk of the peace in preparing the polling list shall write after the name of each person appearing on the lists prepared under *The Ontario Franchise Act* the letters required by section 7 of that Act.

Rev. Stat.
c. 8, s. 80,
ss. 1,
amended.

- 16.** Subsection 1 of section 80 of *The Ontario Election Act* is amended by striking out the words "or of the proper voters' lists or the list of manhood suffrage voters as the case may be" in the third and fourth lines and inserting in lieu thereof the words "or lists as the case may be."

Rev. Stat.
c. 8, s. 95,
cl. a,
repealed.

- 17.** Clause *a* of section 95 of *The Ontario Election Act* is repealed and the following substituted therefor:—

Oath of
voters.

- (a) The oath to be taken by a voter shall be according to Form 17 where such voter is entered on the list prepared under *The Ontario Voters' Lists Act*, of persons entitled to vote at municipal elections and elections to the Assembly, and in territory without municipal organization the oath to be taken shall be according to Form 19, and where the name of a person offering to vote is entered on a list prepared under *The Ontario Franchise Act*, the oath to be taken shall be according to such forms as may be prescribed by the Lieutenant-Governor in Council.

7 Geo. V,
c. 5.

Rev. Stat.
c. 9, to
apply to
preparation
of lists
under
7 Geo. V,
c. 5.

- 18.—(1)** *The Punishment for Personation Act* shall apply to the entry of names of voters on the list prepared under *The Ontario Franchise Act* so far as the same is applicable.

Rev. Stat.
c. 9, s. 3,
amended.

- (2) Section 3 of *The Punishment for Personation Act* is amended by striking out the words "*Manhood Suffrage Registration Act*" in the second line and inserting in lieu thereof the words "*Ontario Franchise Act*."

Rev. Stat.
c. 9, Sched.,
amended.

- (3) The forms set out in the schedule to *The Punishment for Personation Act* are amended by striking out the words "*Manhood Suffrage Registration Act*" wherever they occur and inserting in lieu thereof the words "*Ontario Franchise Act*."

Act to come
into force
on proclama-
tion.

- 19.** This Act shall come into force and take effect on a day to be named by the Lieutenant-Governor in Council by his proclamation.

FORM 14—A.

(Referred to in Section 73).

CERTIFICATE OF CLERK OF PEACE.

Showing date fixed for the registrar to begin to make the lists and the last day on which a complaint could be made to the Revising Officer under *The Ontario Franchise Act*.

Electoral District of

I,

Clerk of the Peace,

in the County of

do hereby certify that the time fixed for commencing to make up the voters' lists under *The Ontario Franchise Act*, proper to be used for the purpose of the election to be held on the day of

19 (insert date of polling)

was the day of 19
and the last day for giving notices of complaint to the Revising Officer under the said Act was the day of 19

A. B.,

Clerk.

CHAPTER 7.

An Act to amend The Mining Tax Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Mining Tax Act, 1917*.

Rev. Stat.
c. 26, s. 5,
ss. 1, re-
pealed.

2.—(1) Subsection 1 of section 5 of *The Mining Tax Act* is repealed, and the following subsection substituted therefor:

Tax on
profits.

5.—(1) Every mine in Ontario, the annual profits of which exceed \$10,000, shall be liable for and the owner, manager, holder, tenant, lessee, occupier, and operator of the same shall pay an annual tax thereon as follows:—

(a) In the case of a mine other than a nickel or nickel-copper mine, three per centum on the excess of annual profits of such mine above \$10,000 and up to \$1,000,000, and on the excess above \$1,000,000 the same rate or rates as hereinafter provided for in the case of nickel or nickel-copper mines;

(b) In the case of a nickel or nickel-copper mine, five per centum on the excess of annual profits of such mine above \$10,000 and up to \$5,000,000; six per centum on the annual profits above \$5,000,000 and up to \$10,000,000; seven per centum on the annual profits above \$10,000,000 and up to \$15,000,000; and on the annual profits above \$15,000,000 a percentage or percentages increasing in like progression.

Commence-
ment of
section.

(2) Subsection 1 shall take effect as to every nickel or nickel-copper mine as from the 1st day of January, 1916, and

as

as to any mine other than a nickel or nickel-copper mine as from the 1st day of January, 1917, but taxes due thereunder for the year 1916 shall be payable at such time, not later than the 1st day of October, 1917, as the Mine Assessor may fix.

3. Subsection 3 of section 5 of *The Mining Tax Act* is amended:—

Rev. Stat.
c. 26, s. 5,
subs. 3,
amended.

(a) By inserting at the beginning thereof the words
“ Except where otherwise provided ”;

(b) By striking out the words “ ten per centum ” in the seventh line of clause lettered “ h ” and inserting in lieu thereof the words “ fifteen per centum ”;

(c) By adding the following clause:—

(j) All taxes payable or profits taken under any Act of the Parliament of Great Britain and Ireland or of the Parliament of the Dominion of Canada, upon or from the profits of the mine or mining work or upon or from the profits made in smelting, refining or otherwise treating any of the products of the mine or mining work.

4.—(1) Section 5 of *The Mining Tax Act* is further amended by adding thereto the following subsections:—

Rev. Stat.
c. 26, s. 5,
amended.

(3a) In the case of a nickel or nickel-copper mine the annual profits for the purposes of this Act shall be ascertained and fixed in the manner following, that is to say:—

Ascertaining profits
of nickel
or nickel-
copper
mine.

(a) The Mine Assessor shall ascertain the market value of the fine metal or other product or products, suitable for direct use in industries or arts without further treatment, arising from or contained in the output of the mine;

(b) He shall deduct from the amount so ascertained the actual cost of marketing the metal or other product and of each process by which the metal or other product is refined or treated, as shall be established to his satisfaction by the owner, manager, holder

holder, tenant, lessee, occupier or operator of the mine;

- (c) He shall also make the deductions and allowances mentioned in clauses lettered *a* to *j* of subsection 3;

and the balance, after making the said deductions and allowances, shall be deemed and taken to be the annual profits of the mine on the year's output for the purposes of this Act.

Sale of
output of
mine at
the pit's
mouth.

- (3*b*) Where the owner, manager, holder, tenant, lessee, occupier or operator establishes to the satisfaction of the Mine Assessor that the output of a nickel or nickel-copper mine has been *bona-fide* sold in the ordinary course of business by the owner, manager, holder, tenant, lessee, occupier or operator, the Mine Assessor shall, notwithstanding the provisions of subsection 3*a*, ascertain and fix the annual profits of the mine in the manner provided by subsection 3.

When
sale not
to be
deemed
bona fide.

- (3*c*) A sale shall not be deemed a *bona-fide* sale within the meaning of subsection 3*b* where it is made directly or indirectly by an incorporated company to another incorporated company which is associated with or ancillary to the selling company or which controls or substantially controls the price to be paid or credited to the selling company for the output of the mine.

Deduction
of taxes
on profits
imposed
by Canada
and Great
Britain.

- (3*d*) During the present war, and for the year in which the same terminates, any war tax or war profits paid to the Government of Great Britain and Ireland by the owner, manager, holder, tenant, lessee, occupier or operator of a mine carrying on his refining operations in Great Britain shall be deducted from the tax under this Act, but not so as to reduce the tax under this Act, in the case of a nickel or nickel-copper mine, to a sum less than three per centum on the excess over \$10,000 of the annual profits of such mine ascertained and fixed in the manner provided by subsection 3*a*, or in the case of a mine other than a nickel or nickel-copper mine ascertained and fixed in the manner provided by subsection 3.

Where
there is
no estab-
lished
market
value for
output.

- (3*e*) Where there is no means of ascertaining the market value, or where there is no established price or value of the output of any mine other than a nickel or nickel-copper mine, the Mine Assessor

Assessor, in ascertaining the value of the same, may proceed in the manner provided by subsection 3a.

(2) The provisions of subsection 1 shall apply as to any nickel or nickel-copper mine to taxes taking effect on or after the 1st day of January, 1916, and as to any mine other than a nickel or nickel-copper mine to taxes taking effect on or after the 1st day of January, 1917. Commencement of section.

5. Subsection 9 of section 40 of *The Assessment Act* is repealed and the following substituted therefor:— Rev. Stat. c. 195, s. 40, ss. 9 amended.

(9) Notwithstanding anything in this section contained no income tax shall be payable to any municipality upon a mine or mineral work liable to taxation under section 5 of *The Mining Tax Act*, in excess of one and one-half per cent. of the annual profits of the mine or mineral work upon which the tax payable under the said section 5 is based, but the amount payable to any municipality on account of such income tax shall not exceed \$35,000 in the case of any mine or mineral work. Municipal tax on income. Rev. Stat. c. 26.

6. Subsection 1 of section 14 of *The Mining Tax Act* is amended by striking out all the words after the word "tax" in the eighth line and inserting in lieu thereof the following:— Rev. Stat. c. 26, s. 14, ss. 1.

Provided that the amount which he shall be so entitled to deduct shall in no case exceed in amount one and one half per cent. of the annual profits upon which the tax payable under section 5 is based nor \$35,000 in the whole; and provided further that notice of the amount and proof of the liability for and payment of such municipal income tax is furnished to the Mine Assessor at such time and in such manner as he may require. Allowance for municipal income tax.

7. Subsection 2 of section 14 of *The Mining Tax Act* is repealed and the following substituted therefor:— Rev. Stat. c. 26, s. 14, ss. 2, amended.

(2) Notwithstanding anything contained in subsection 1 any person liable to pay a tax under section 5 in respect of any mine in the Town of Cobalt as constituted on the 14th day of April, 1908, shall be entitled to deduct from the amount pay-

able

able under that section the amount of the municipal income tax levied by the town, but the amount which he shall be so entitled to deduct shall in no case exceed the equivalent of one and one-half per cent. of the annual profits upon which the tax imposed under section 5 is based, nor \$35,000 on the whole.

Rev. Stat.
c. 26, s. 15,
ss. 1, cl b,
amended.
Acreage
tax.

8.—(1) The clause lettered *b* in subsection 1 of section 15 of *The Mining Tax Act* is amended by striking out the words “in any unorganized territory” in the fourth and fifth lines of the clause.

Rev. Stat.
c. 26, s. 15,
ss. 1,
amended.

(2) Subsection 1 of section 15 of *The Mining Tax Act* is amended by striking out the words “an acreage tax of two cents per acre” in the last line but one, and inserting in lieu thereof the words “an acreage tax of five cents per acre.”

Amount of
acreage
tax.

Rev. Stat.
c. 26,
amended.

9. *The Mining Tax Act* is amended by adding thereto the following section:—

Share of
municipality
in acre-
age tax.

15a. The Treasurer of Ontario shall annually, on or before the 31st day of December, pay out of the Consolidated Revenue Fund to the treasurer of the corporation of any local municipality in which lands subject to the mining rights mentioned in clause *b* of subsection 1 of section 15 are situate, a sum equal to one-half of the amount certified by the Deputy Minister of Mines to have been actually received by Ontario, for the acreage tax imposed in the municipality during the year, under subsection 1 of section 15, and it shall be the duty of the Deputy Minister in each year to certify such sum.

CHAPTER 8.

An Act respecting the Rate of Interest payable by Ontario upon Municipal Securities in the hands of the Treasurer of Ontario.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Current Rate of Interest Act*. Short title.

2. Notwithstanding anything in any Act contained fixing the rate of interest to be paid or credited to any municipal or school corporation by the Treasurer of Ontario upon municipal or school securities, sinking funds or debentures deposited with or in the hands of the Treasurer of Ontario, either as an investment by the Province or for investment on behalf of a municipal or school corporation, the rate at which interest shall be allowed to, paid by, or credited to a municipal or school corporation, upon any such securities, sinking funds or debentures hereafter deposited with or purchased by the Treasurer of Ontario shall be the current rate of interest as fixed from time to time by the Lieutenant-Governor in Council, to be based upon the average rate of interest actually payable upon the moneys borrowed on behalf of Ontario as a Provincial loan and then outstanding.

CHAPTER 9.

An Act to authorize the Lieutenant-Governor in Council to Guarantee the Payment of certain Municipal Debentures.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Municipal Debentures Guarantee Act, 1917.*

Authority to guarantee payment under certain by-laws. **2.**—(1) The Lieutenant-Governor in Council may authorize the Treasurer of Ontario to guarantee the payment, on behalf of Ontario, of the municipal debentures issued or to be issued under:

By-law 168 of town of Cochrane. (a) By-law No. 168 of the Corporation of the Town of Cochrane intituled "A by-law to provide for borrowing \$40,000 upon debentures to replace property destroyed and make good loss sustained through fire";

By-law 89 of Town of Matheson. (b) By-law No. 89 of the Town of Matheson, intituled "A by-law to provide for borrowing \$5,000 upon debentures to pay for the construction of sidewalks, roads and bridges and for general purposes";

By-law 102 of Township of Tisdale. (c) By-law No. 102 of the Township of Tisdale, intituled "A by-law to provide for raising the sum of \$25,000 by way of loan upon the security of debentures of the Municipal Corporation of the Township of Tisdale for the Public School Board of Section No. 1 of the Township of Tisdale, in the District of Temiskaming, pursuant to the provisions of *The Public Schools Act* and *The Municipal Act*," as amended by By-law No. 113 of the Township of Tisdale;

(d)

- (d) By-law No. 103 of the Township of Tisdale, intituled "A by-law to provide for raising the sum of \$10,000 by way of loan upon the security of debentures of the Municipal Corporation of the Township of Tisdale for the Public School Board of School Section No. 2 of the Township of Tisdale, in the District of Temiskaming, pursuant to the provisions of *The Public Schools Act* and *The Municipal Act*," as amended by By-law No. 114 of the Township of Tisdale.

By-laws
No. 103 and
114 of Town-
ship of
Tisdale.

(2) The form of guaranty and the manner of its execution shall be determined by the Lieutenant-Governor in Council.

Form of
guaranty
how deter-
mined.

3. The said By-law No. 168 of the Town of Cochrane, By-law No. 89 of the Town of Matheson, and By-law No. 169 of the Town of Cochrane, intituled "A by-law to provide for rebating certain taxes," and By-law No. 170 of the said Town of Cochrane, all of which by-laws are set out in the schedule hereto, and the debentures issued under the said By-laws No. 168 of the Town of Cochrane and No. 89 of the Town of Matheson are confirmed and declared to be legal, valid and binding upon the Town of Cochrane and the Town of Matheson respectively and upon the inhabitants thereof, anything in any general or special Act contained to the contrary notwithstanding.

By-laws
and debentures
of Cochrane
and
Matheson
confirmed

4. The said By-law No. 102 of the Township of Tisdale as amended by By-law No. 113 of the Township of Tisdale and said amending by-law, which by-laws have been approved and confirmed by order of the Ontario Railway and Municipal Board, dated the 16th day of February, 1917, and By-law No. 103 of the Township of Tisdale as amended by By-law No. 114 of the Township of Tisdale and the said amending by-law, which by-laws have been approved and confirmed by order of the Ontario Railway and Municipal Board dated the 16th day of February, 1917, and the debentures issued or to be issued under the said by-laws are confirmed and declared to be legal, valid and binding upon the said Township of Tisdale and the inhabitants thereof anything in any general or special Act to the contrary notwithstanding.

By-laws
Nos. 102, and
113, 103 and
114 of Town-
ship of Tis-
dale con-
firmed.

SCHEDULE.

TOWN OF COCHRANE.

By-Law No. 168.

A by-law to provide for borrowing \$40,000 upon debentures to replace property destroyed, and making good loss sustained through fire.

Whereas the Municipal Corporation of the Town of Cochrane suffered losses as a result of forest fires in the month of July, 1916, which destroyed a large amount of the property of the said town, including sidewalks, water works plant, and other permanent improvements owned by the town; and, as a result of the destruction of property, there will be a shrinkage in the taxes collectable by the said town.

And whereas it is necessary to borrow on the credit of the corporation the sum of \$40,000 for the purpose of making good the loss sustained by reason of the said fire, and to issue debentures therefor, bearing interest at the rate of five per cent. per annum, which is the amount of the debt intended to be created by this by-law.

And whereas it is expedient to make the principal of the said debt repayable in yearly sums, during a period of thirty years, of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal, as nearly as may be, to the amount so payable for principal and interest in each of the other years.

And whereas it will be necessary to raise annually the sum of \$2,602.06 during the said period of thirty years to pay the said yearly sums of principal and interest as they severally become due.

And whereas the amount of the whole rateable property of the said municipality, according to the last revised assessment roll is \$1,059,229.

And whereas the amount of the existing debenture debt of the said municipality, exclusive of local improvement debts secured by special rates or assessment, is \$181,819.84, and no part of the principal or interest thereof is in arrear.

Now, therefore the Municipal Corporation of the Town of Cochrane, enacts as follows:—

1. That for the purpose aforesaid there shall be borrowed, on the credit of the corporation at large, the sum of \$40,000, and debentures shall be issued therefor in sums of not less than \$100.00 each, bearing interest at the rate of five per cent. per annum, and having coupons attached thereto for the payment of the interest.

2. The debentures shall all bear the same date and shall be issued within two years after the date on which this by-law is passed, and may bear any date within such two years, and shall be payable in thirty annual instalments during the thirty years next after the time when the same are issued, and the respective amounts of principal and interest payable in each of such years shall be as set out in Schedule "A" hereto attached, which is hereby declared to be and form part of this by-law.

3. The debentures as to both principal and interest may be payable at any place or places in Canada, Great Britain or the United States of America.

4. The mayor of the corporation shall sign and issue the said debentures, and the said debentures and interest coupons shall be signed by the treasurer of the corporation, and the debentures shall be sealed with the seal of the said corporation. The signature on the interest coupons may be printed, stamped, lithographed or engraved.

5. During thirty years the currency of the debentures, the sum of \$2,602.06 shall be raised annually for the payment of the said debt and interest, and the said sum shall be levied and raised annually by a special rate sufficient therefor, over and above all other rates on all the rateable property in the municipality, at the same time and in the same manner as other rates.

6. The debentures may contain any clause providing for the registration thereof, authorized by any Statute relating to municipal debentures in force at the time of the issue thereof.

7. The payment of the principal and interest of the said debentures, when and as the same become due, may be guaranteed by the Province of Ontario, under the authority of any statute passed or to be passed for that purpose.

8. This by-law shall take effect when it has been confirmed by the Legislature of the Province of Ontario.

Passed this 14th day of February, 1917.

R. ROTHCHILD,
Mayor.

(Signed) H. J. BROWN,
Clerk.
(Seal)

Certified a true copy,

(Signed) H. J. BROWN, *Clerk.*
(Seal)

SCHEDULE "A."

to By-law No. 168 of the Town of Cochrane, showing annual payments of principal and interest on debentures authorized by said bylaw:—

Number.	Principal.	Interest.	Total.
1.	\$602.06	\$2,000.00	\$2,602.06
2.	632.16	1,969.90	2,602.06
3.	663.77	1,938.29	2,602.06
4.	696.96	1,905.10	2,602.06
5.	731.80	1,870.26	2,602.06
6.	768.40	1,833.66	2,602.06
7.	806.81	1,795.25	2,602.06
8.	847.16	1,754.90	2,602.06
9.	889.51	1,712.55	2,602.06
10.	933.99	1,668.07	2,602.06
11.	980.69	1,621.37	2,602.06
12.	1,029.72	1,572.34	2,602.06
13.	1,081.21	1,520.85	2,602.06
14.	1,135.27	1,466.79	2,602.06
15.	1,192.03	1,410.03	2,602.06
16.	1,251.64	1,350.42	2,602.06
17.	1,314.21	1,287.85	2,602.06
18.	1,379.93	1,222.13	2,602.06
19.	1,448.92	1,153.14	2,602.06
20.	1,521.37	1,080.69	2,602.06
21.	1,597.44	1,004.62	2,602.06
22.	1,677.31	924.75	2,602.06
23.	1,761.17	840.89	2,602.06
24.	1,849.23	752.83	2,602.06
25.	1,941.70	660.36	2,602.06
26.	2,038.78	563.28	2,602.06
27.	2,140.72	461.34	2,602.06
28.	2,247.75	354.31	2,602.06
29.	2,360.14	241.92	2,602.06
30.	2,478.15	123.91	2,602.06

\$40,000.00

TOWN

TOWN OF COCHRANE.

BY-LAW No. 169.

A by-law to provide for rebating certain taxes.

Whereas the Municipal Corporation of the Town of Cochrane suffered severe losses as a result of forest fires in the month of July, 1916, and a large number of buildings in the said town were destroyed;

And whereas the Council of the said town deemed it advisable and equitable to rebate and cancel one-half of the general municipal taxes, including school taxes, imposed for the year 1916, on buildings destroyed by the said fire, and to rebate and cancel one-half of such taxes collectable on business assessment imposed for the year 1916, in respect of buildings destroyed by the said fire;

And whereas pursuant to By-law number 159 of the said town passed the 27th day of November, 1916, the question as to rebating and cancelling the said taxes was submitted to the vote of the electors of the said town at the same time as the annual election for the municipal council;

And whereas the majority of the electors voting on said question voted in the affirmative, and it is desirable to pass a by-law providing for the rebating and cancelling of said taxes subject to such by-law being validated and confirmed by the Legislature of the Province of Ontario;

Now, therefore, the Municipal Council of the Town of Cochrane enacts as follows:—

1. One-half of the municipal taxes, including school rates and taxes imposed in the year 1916 on all buildings in the said town which were destroyed by the forest fires in the month of July, 1916, shall be and the same are hereby cancelled.

2. One-half of all municipal taxes, including school rates and taxes imposed for the year 1916 in respect of business assessment based on and in respect of buildings or portions thereof destroyed by the forest fires in the month of July, 1916, shall be and the same are hereby cancelled.

3. All persons, firms and corporations assessed for the year 1916 in respect of buildings and in respect of business assessment based on buildings which were destroyed by said forest fires in the month of July, 1916, and who have paid more than one-half of the full amount of taxes for the year 1916 in respect of said buildings or business assessment, shall be entitled to receive and shall be repaid all 1916 taxes, including school taxes, paid by them in respect thereof over and above one-half of the amount of said taxes, and the treasurer of the said town shall forthwith after the coming into force of this by-law repay to such persons, firms and corporations the said taxes so paid by them over and above one-half of their said taxes for the year 1916.

4. This by-law shall come into force and effect forthwith after the same has been validated and confirmed by an Act of the Legislature of the Province of Ontario.

Finally passed in council this 14th day of February, 1917.

(Signed) R. ROTHCHILD, *Mayor*.

(Signed) H. J. BROWN, *Clerk*.

(Seal.)

Certified a true copy,
H. J. BROWN, *Clerk*.
(Seal.)

TOWN

TOWN OF COCHRANE.

By-LAW No. 170.

A by-law to provide for distribution of surplus moneys, if any, realized by issue and sale of debentures under By-law number 168;

Whereas the Municipal Corporation of the Town of Cochrane duly passed By-law number 168 on the 14th day of February, 1917, providing for borrowing the sum of \$40,000 upon debentures to replace property destroyed and make good loss sustained as a result of forest fires which occurred in the month of July, 1916;

And whereas the said town duly passed By-law number 169 on the 14th day of February, 1917, providing for cancelling and rebating one-half of the taxes imposed in the year 1916 on buildings which were destroyed by said forest fires, and in respect of business assessment in respect of such buildings;

And whereas it is difficult to ascertain at the present time the exact amount of the loss sustained through said fire and the deficit occasioned by the cancellation and rebating of the said taxes, and it is desirable to provide for the disposition of the surplus money, if any, realized from the issue and sale of the debentures authorized by said By-law number 168 in the event of the said loss and deficit amounting to less than the proceeds of the said debentures.

Now, therefore, the Municipal Council of the Corporation of the Town of Cochrane enacts as follows:—

1. That in the event of the moneys realized from the sale of the debentures authorized by said By-law number 168 being more than sufficient to cover and provide for all loss occasioned as a result of the said forest fires and to make good the deficit occasioned by the cancellation and rebating of the said 1916 taxes, as authorized by said By-law number 169, the surplus, if any, shall be applied as follows:—

(1) Up to the amount of \$7,000 the said surplus shall be applied and expended on extensions and improvements to the water works system of the said town, in such manner as may be approved and authorized by by-law of the council of the said town.

(2) Said surplus, if any, over and above the said sum of \$7,000 to be expended in water works extensions as aforesaid, shall be applied and expended for the installation of a duplicate pumping system and for increasing the water supply of the said town, in such manner as may be approved and authorized by by-law of the council of the said town.

2. It shall not be necessary that any by-law of the council of the said town authorizing the appropriation and expenditure of the said surplus, or any part thereof, be submitted to the vote of the electors of the said town.

Finally passed in council, this 14th day of February, 1917.

(Signed) R. ROTHCHILD, *Mayor*.

(Signed) H. J. BROWN, *Clerk*.

(Seal.)

Certified a true copy,
H. J. BROWN, *Clerk*.
(Seal.)

TOWN

TOWN OF MATHESON.

BY-LAW No. 89.

A by-law to provide for borrowing \$5,000 upon debentures to pay for the construction of sidewalks, roads and bridges and for general purposes.

Whereas the Town of Matheson was destroyed by a forest fire in the month of July, 1916, and in consequence thereof many of the ratepayers are temporarily unable to pay their taxes, and the sum of \$5,000 is required immediately for the following purposes: The sum of \$1,000 to be used for general purposes, \$3,000 to pay for the construction of sidewalks, and \$1,000 to pay for the construction of roads and bridges, all in the said town;

And whereas it is necessary to borrow the said sum of \$5,000 on the credit of the Corporation and to issue debentures therefor bearing interest at the rate of six per cent. per annum, which is the amount of the debt intended to be created by this by-law;

And whereas it is expedient to provide that during the first five years of the currency of the debentures to be issued hereunder interest only at the rate aforesaid shall be payable upon the said sum of \$5,000, and that thereafter the principal of the said debt shall be repayable in yearly sums during the period of fifteen years, of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to the amount payable for principal and interest in each of the other fourteen years;

And whereas it will be necessary to raise annually the sum of \$300 during the first five years to pay the interest upon the said principal sum of \$5,000, and it will be necessary to raise annually during the remaining period of fifteen years the sum of \$514.82 to pay the said yearly sums of principal and interest as they become due;

And whereas the amount of the whole rateable property of the municipality, according to the last revised assessment roll, is \$54,305;

And whereas the amount of the existing debenture debt of the corporation (exclusive of local improvement debts, secured by special rates or assessments) is \$7,102.84, and no part of the principal or interest is in arrear;

Therefore the Municipal Council of the Corporation of the Town of Matheson enacts as follows:—

1. That for the purpose aforesaid there shall be borrowed on the credit of the corporation at large the sum of five thousand dollars, and debentures shall be issued therefor in sums of not less than \$100 each, bearing interest at the rate of six per cent. per annum, and having coupons attached thereto for the payment of the interest.

2. The debentures shall all bear the same date and shall be issued within two years after the day on which this by-law is passed, and may bear any date within such two years. During the first five years of the currency of the said debentures interest at the rate of six per cent. per annum shall be payable upon the said debentures and thereafter the principal shall be payable in fifteen annual instalments during the next following fifteen years, and the respective amounts of principal and interest payable in each of the said years shall be as follows:—

Year

Year.	Principal.	Interest.	Total.
1.	\$214.82	\$300.00	\$514.82
2.	227.70	287.12	514.82
3.	241.37	273.45	514.82
4.	255.83	258.99	514.82
5.	271.20	243.62	514.82
6.	287.46	227.36	514.82
7.	304.72	210.10	514.82
8.	323.01	191.81	514.82
9.	342.38	172.44	514.82
10.	362.93	151.89	514.82
11.	384.70	130.12	514.82
12.	407.78	107.04	514.82
13.	432.25	82.57	514.82
14.	458.18	56.64	514.82
15.	485.67	29.15	514.82

\$5,000.00

3. The debentures as to both principal and interest may be expressed in Canadian currency or sterling money of Great Britain, at the rate of one pound sterling for each four dollars and eighty-six and two-thirds cents, and may be payable at any place or places in Canada, Great Britain or the United States of America.

4. The mayor of the corporation shall sign and issue the debentures, and the same shall also be signed by the treasurer of the corporation, and the debentures shall be sealed with the seal of the corporation. The coupons attached to the said debentures shall be signed by the treasurer of this corporation and his signature to them may be written, stamped, engraved or lithographed.

5. During the first five years of the currency of the said debentures, the sum of \$300 shall be raised annually for payment of the interest on the said debentures, and during the next fifteen years thereafter the sum of \$514.82 shall be raised annually for the payment of the debt and interest, and the amount to be raised in each year of the said period of twenty years shall be levied and raised annually by a special rate sufficient therefor, over and above all other rates, on all the rateable property in the municipality, at the same time and in the same manner as other rates.

6. The debentures may contain any clause providing for the registration thereof, authorized by any statute relating to municipal debentures in force at the time of the issue thereof.

7. The payment of the principal and interest of the said debentures, when and as the same becomes due, may be guaranteed by the Province of Ontario under the authority of any statute passed or to be passed for that purpose.

8. This by-law shall take effect when it has been confirmed by the Legislature of the Province of Ontario.

Passed this eleventh day of December, 1916.

(Signed) M. A. ATTALLAH,
Mayor.

(Signed) FRANK E. GINN,
Clerk.

(Seal)

TOWNSHIP OF TISDALE.

BY-LAW No. 102.

Being a by-law to provide for raising the sum of \$25,000 by way of loan upon the security of debentures of the Municipal Corporation of the Township of Tisdale for the Public School Board of Section No. 1 of the Township of Tisdale, in the District of Temiskaming, pursuant to the provisions of *The Public Schools Act* and *The Municipal Act*:—

1. Whereas application has been made to the Council of the Municipal Corporation of the Township of Tisdale by the Public School Board of Section No. 1 of the Township of Tisdale, in the District of Temiskaming, under section 44 of *The Public Schools Act*, for the issue and sale of debentures payable out of the taxable property of the public school supporters of the section for the purpose of borrowing the sum of \$25,000 to purchase a school site, erect a schoolhouse, and purchase furniture, furnishings, school apparatus, school library and other equipment required in connection therewith;

2. And whereas the proposal for the said loan was submitted to and received the sanction of a special meeting of the ratepayers of the said school section called for the purpose and held at South Porcupine on the 13th day of October last;

3. And whereas it is therefore encumbent upon the Council of the Corporation of the Township of Tisdale to borrow the said sum of \$25,000 on the security of debentures which will be charged against the rateable property within the said school section, the proceeds of the sale of the said debentures to be paid over to the said Board of Trustees to be applied to the purpose aforesaid, and to no other;

4. And whereas, for the repayment of the said sum of \$25,000, it is desirable to issue the said debentures at one time and to make the principal of the said debt repayable by yearly sums during the period of fifteen years being the currency of the said debentures, said yearly sums being of such respective amounts that the aggregate amount payable in each year for principal and interest in respect of the said debt, shall be, as nearly as possible, equal to the amount so payable in each of the other fourteen years of said period as shown in Schedule "A" hereto annexed:—

5. And whereas none of the said debentures shall be for less than one hundred dollars (\$100);

6. And whereas the total amount required to be raised annually by special school rate on the property within the said school section for paying the said debt and interest as hereinafter provided, is \$2,574.07;

7. And whereas the amount of the whole rateable property liable for public school taxes within the said school section, according to the last revised assessment roll, is \$907,954;

8. And whereas the amount of the existing debenture debt of the municipality of the Township of Tisdale is \$40,000;

9. And whereas no other debentures have been issued on behalf of the said school section;

Now therefore be it enacted by the said Municipal Corporation of the Township of Tisdale, pursuant to the Statutes in that behalf:—

(a) That for the purpose of borrowing the said sum of \$25,000 debentures of the said municipal corporation shall be issued within one year after the passing of this by-law; each of which said debentures shall be dated on the day of issue thereof and shall be payable as hereinafter provided;

(b) Each of the said debentures shall be signed by the reeve of the said township and by the treasurer thereof, and shall have affixed thereto the corporate seal of the municipality; they shall be payable at the Imperial Bank of Canada, South Porcupine, on the day of issue in each and every year hereafter, commencing with the year 1917, as set out in Schedule "A" hereafter;

(c) During the currency of the said debentures there shall be raised annually, by special school rates on all rateable property in the said public school section, the sum of \$2,574.07 for the purpose of paying the amount due in each of the said years for principal and interest at the rate of six per cent. per annum in respect of the said debt as shown in Schedule "A";

(d) This by-law shall take effect on the day of the date hereof.

Passed and dated at South Porcupine, in the Township of Tisdale, this 29th day of November, A.D. 1916, under the corporate seal of the said township and the hands of the reeve and clerk.

(Signed) G. DICKSON,
Reeve.

(Signed) W. H. WILSON,
Clerk.

(Seal)

SCHEDULE "A."

Referred to in the foregoing By-law.

Showing how the amount of \$2,574.07, thereby required to be raised annually by special rate, is apportioned.

Year.	Principal.	Interest.	Total.
1917.	\$1,074.07	\$1,500.00	\$2,574.07
1918.	1,138.51	1,435.56	2,574.07
1919.	1,206.82	1,367.25	2,574.07
1920.	1,279.23	1,294.84	2,574.07
1921.	1,355.99	1,218.08	2,574.07
1922.	1,437.35	1,136.72	2,574.07
1923.	1,523.59	1,050.48	2,574.07
1924.	1,615.00	959.07	2,574.07
1925.	1,711.90	862.17	2,574.07
1926.	1,814.62	759.45	2,574.07
1927.	1,923.49	650.58	2,574.07
1928.	2,038.90	535.17	2,574.07
1929.	2,161.24	412.83	2,574.07
1930.	2,290.92	283.15	2,574.07
1931.	2,428.37	145.70	2,574.07
	\$25,000.00	\$13,611.05	\$38,611.05

BY-LAW No. 113.

Being a By-law to amend By-law No. 102 finally read and passed by the Municipal Corporation of the Township of Tisdale on the 29th day of November, 1916:—

Whereas, on the application of the Public School Board of School Section No. 1 in the Township of Tisdale, the Council of the Township of Tisdale did, on the 29th day of November, 1916, pass a By-law No. 102 for the issue of certain debentures for the purposes mentioned in the said by-law;

And

And whereas it now appears that through inadvertence paragraph (c) of the said by-law provided that the rate to be levied for the purpose of paying the said debentures should be levied on all the rateable property in the said Public School Section instead of on the taxable property of the public school supporters of the said school section, as provided by section 44 of *The Public Schools Act*;

Now therefore the Municipal Council of the Corporation of the Township of Tisdale enacts as follows:—

1. That paragraph (c) of the said above-recited By-law No. 102, be and is hereby repealed and there shall be substituted and read into the said by-law in lieu thereof the following paragraph (c):—

“(c) During the currency of the said debentures there shall be raised annually by special school rates on all the taxable property of the public school supporters in the said school section the sum of \$2,574.07 for the purpose of paying the amount due in each of the said years for principal and interest at the rate of six per cent. in respect of the said debt as shown in Schedule “A.””

2. This by-law shall come into operation and take effect on the day of the passing thereof.

Read a first, second and third time and finally passed in open Council at South Porcupine this 13th day of February, 1917.

(Signed) S. KENNEDY,
Reeve.

(Signed) W. H. WILSON,
Clerk.

(Seal)

TOWNSHIP OF TISDALE.

BY-LAW No. 103.

Being a by-law to provide for raising the sum of \$10,000 by way of loan upon the security of debentures of the Municipal Corporation of the Township of Tisdale for the Public School Board of School Section No. 2 of the Township of Tisdale in the District of Temiskaming, pursuant to the provisions of *The Public Schools Act* and *The Municipal Act*.

1. Whereas application has been made to the Council of the Municipal Corporation of the Township of Tisdale by the Public School Board of Section No. 2 of the Township of Tisdale, in the District of Temiskaming, under section 44 of *The Public Schools Act*, for the issue and sale of debentures payable out of the taxable property of the public school supporters of the section for the purpose of borrowing the sum of \$10,000 to purchase a school site, erect a school-house, and purchase furniture, furnishings, school apparatus, school library and other equipment required in connection therewith.

2. And whereas the proposal for the said loan was submitted to and received the sanction of a special meeting of the ratepayers of the said school section called for the purpose and held at Schumacher on the 14th day of October last.

3. And whereas it is therefore incumbent upon the Council of the Corporation of the Township of Tisdale to borrow the said sum of \$10,000 on the security of debentures which will be charged against the rateable property within the said school section, the proceeds of the sale of the said debentures to be paid over to the said Board of Trustees to be applied to the purpose aforesaid and to no other.

4. And whereas, for the repayment of the said sum of \$10,000, it is desirable to issue the said debentures at one time and to make the principal of the said debt repayable by yearly sums during the period of fifteen years, being the currency of the said debentures, said yearly sums being of such respective amounts that the aggregate amount payable in each year for principal and interest in respect of said debt shall be, as nearly as possible, equal to the amount so payable in each of the other fourteen years of said period as shown in Schedule "A" hereto annexed.

5. And whereas none of the said debentures shall be for less than one hundred dollars (\$100).

6. And whereas the total amount required to be raised annually by special school rate on the property within the said school section for paying the said debt and interest, as hereinafter provided, is \$1,029.63.

7. And whereas the amount of the whole rateable property liable for public school taxes within the said school section, according to the last revised assessment roll, is \$598,670.

8. And whereas the amount of the existing debenture debt of the municipality of the Township of Tisdale is \$40,000.

9. And whereas no other debentures have been issued on behalf of the said school section.

Now therefore be it enacted by the said Municipal Corporation of the Township of Tisdale, pursuant to the Statutes in that behalf:—

(a) That for the purpose of borrowing the said sum of \$10,000, debentures of the said municipal corporation shall be issued within one year after the passing of this by-law; each of which said debentures shall be dated on the day of issue thereof, and shall be payable as hereinafter provided;

(b) Each of the said debentures shall be signed by the reeve of the said township and by the treasurer thereof, and shall have affixed thereto the corporate seal of the municipality; they shall be payable at the Imperial Bank of Canada, South Porcupine, on the day of issue of each and every year hereafter, commencing with the year 1917, as set out in Schedule "A" hereafter;

(c) During the currency of the said debentures there shall be raised annually by special school rates on all the rateable property in the said Public School section the sum of \$1,029.63 for the purpose of paying the amount due in each of the said years for principal and interest at the rate of six per cent. per annum in respect of the said debt as shown in Schedule "A";

(d) This by-law shall take effect on the day of the date hereof.

Passed and dated at South Porcupine, in the Township of Tisdale, this 29th day of November, A.D. 1916, under the corporate seal of the said township and the hands of the reeve and clerk.

(Sgd.) G. DICKSON,
Reeve.

(Sgd.) W. H. WILSON,
Clerk.

(Seal.)

SCHEDULE "A."

REFERRED TO IN THE FOREGOING BY-LAW.

Showing how the amount of \$1,029.63, thereby required to be raised annually by special rate, is apportioned.

Year.	Principal.	Interest.	Total.
1917	\$429.63	\$600.00	\$1,029.63
1918	455.41	574.22	1,029.63
1919	482.73	546.90	1,029.63
1920	511.69	517.94	1,029.63
1921	542.39	487.24	1,029.63
1922	574.94	454.69	1,029.63
1923	609.43	420.20	1,029.63
1924	646.00	383.63	1,029.63
1925	684.76	344.87	1,029.63
1926	725.85	303.78	1,029.63
1927	769.40	260.23	1,029.63
1928	815.56	214.07	1,029.63
1929	864.49	165.14	1,029.63
1930	916.37	113.26	1,029.63
1931	971.35	58.28	1,029.63
	<hr/>	<hr/>	<hr/>
	\$10,000.00	\$5,444.45	\$15,444.45

BY-LAW No. 114.

Being a by-law to amend By-law No. 103, finally read and passed by the Municipal Corporation of the Township of Tisdale, on the 29th day of November, 1916.

Whereas, on the application of the Public School Board of School Section No. 2, in the Township of Tisdale, the Council of the Township of Tisdale did, on the 29th day of November, 1916, pass a By-law No. 103 for the issue of certain debentures for the purposes mentioned in the said by-law;

And whereas it now appears that through inadvertence paragraph (c) of the said by-law provided that the rate to be levied for the purpose of paying the said debentures should be levied on all the rateable property in the said public school section instead of on the taxable property of the public school supporters of the said school section as provided by Section 44 of *The Public Schools Act*.

Now, therefore, the Municipal Council of the Corporation of the Township of Tisdale enacts as follows:—

1. That paragraph (c) of the said above-recited By-law No. 103 be and is hereby repealed, and there shall be substituted and read into the said by-law in lieu thereof the following paragraph:—

"(c) During the currency of the said debentures there shall be raised annually by special school rates on all the taxable property of the public school supporters in the said school section the sum of \$1,029.63 for the purpose of paying the amount due in each of the said years for principal and interest at the rate of six per cent. in respect of the said debt as shown in Schedule 'A.'"

2. This by-law shall come into operation and take effect on the day of the passing thereof.

Read a first, second and third time, and finally passed in open Council at South Porcupine this 13th day of February, 1917.

(Signed) W. H. WILSON,
Clerk.

(Signed) S. KENNEDY,
Reeve,
(Seal.)
Friday

Friday, the sixteenth day of February, A.D. 1917.

BEFORE:

D. M. McINTYRE, Esq., K.C.
Chairman.

A. B. INGRAM, Esq.,
Vice-Chairman, and

H. N. KITSON, Esq.,
Commissioner.

IN THE MATTER of the Application of the Corporation of the Township of Tisdale, under section 295 of *The Municipal Act*, for validation of its By-law No. 102, as amended by By-law No. 113, and the debentures thereunder (\$25,000.00 for Public School purposes.)

UPON THE APPLICATION of the said Corporation, and upon reading the Notice of Application filed by Godron H. Gauthier, Esquire, Solicitor for the Applicant, the Affidavit of William Henry Wilson, Clerk of the said Township, the certified copy of each of the said by-laws and the other material filed,

THE BOARD ORDERS, under and in pursuance of the provisions of section 295 of *The Municipal Act*, that the said By-law No. 102, intituled "By-law No. 102, being a by-law to provide for raising the sum of \$25,000.00 by way of loan upon the security of debentures of the Municipal Corporation of the Township of Tisdale, for the Public School Board of Section No. 1 of the Township of Tisdale, in the District of Temiskaming, pursuant to the provisions of *The Public Schools Act* and *The Municipal Act*, as amended by the said By-law No. 113, be and the same is hereby approved and validated.

AND IT IS ORDERED, under and in pursuance of the provisions of *The Municipal Act*, that certificates be granted approving the said by-laws of the Corporation of the Township of Tisdale, and declaring the same valid and binding, and that their validity is not open to question in any court, on any ground whatever, and that the debentures issued under the authority of and in accordance with the said by-laws be also approved, and that the same be certified as provided by the said Act.

(Signed) D. M. McINTYRE,
Chairman.

(Seal.)

CHAPTER 10.

An Act to amend The Public Lands Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 28, s. 54,
amended.

1. *The Public Lands Act* is amended by adding the following section:—

Ores, etc.,
to be
treated in
Canada.

54a.—(1) All lands hereafter patented or otherwise disposed of under this Act shall be subject to the condition that all ores or minerals raised or removed therefrom shall be treated and refined within the Dominion of Canada, so as to yield refined metal or other product suitable for direct use in the arts without further treatment, in default whereof the patent or other form of title of such lands shall be null and void, and the said lands shall revert to and become vested in his Majesty, his heirs and successors freed and discharged of any interest or claim of any other person or persons whomsoever.

Power to
exempt
lands.

(2) The Lieutenant-Governor in Council is hereby authorized to exempt any lands from the operation of this section for such period of time as to him may seem proper.

CHAPTER 11.

An Act to amend The Mining Act of Ontario.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. *The Mining Act of Ontario* is amended by adding Rev. Stat. c. 32. thereto the following section:—

111a.—(1) All lands, claims or mining rights hereafter leased, patented or otherwise disposed of under this Act shall be subject to the condition that all ores or minerals raised or removed therefrom shall be treated and refined within the Dominion of Canada, so as to yield refined metal or other product suitable for direct use in the arts without further treatment, in default whereof the lease, patent or other form of title of such lands, claims or mining rights shall be null and void, and the said lands, claims or mining rights shall revert to and become vested in his Majesty, his heirs and successors freed and discharged of any interest or claim of any other person or persons whomsoever.

Condition of patent—ores to be treated in Canada.

(2) The Lieutenant-Governor in Council is hereby authorized to exempt any lands, claims or mining rights from the operation of this section for such period of time as to him may seem proper.

Exemptions.

CHAPTER 12.

An Act to amend The Northern and Northwestern Ontario Development Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Northern and Northwestern Ontario Development Act, 1917.*

Payment of compensation, etc., to workmen. **2.** Where any workman or servant is injured or killed by accident while employed in any work undertaken under *The Northern and Northwestern Ontario Development Act, 1912*, and the amendments thereto, the like payments for medical or surgical aid, hospital or skilled nursing services, or for compensation for such injury or death, may be made out of the appropriation made by the said Act, as may be made in any case to which *The Workmen's Compensation Act* applies, and the Treasurer of Ontario shall issue the cheque therefor upon the certificate of the Minister of Lands, Forests and Mines, or such other member of the Executive Council as may be charged with the administration of *The Northern and Northwestern Ontario Development Acts*, and the certificate of such Minister shall be conclusive as to the facts stated therein and as to the right of the person named in the certificate to receive the amount certified to, and such certificate shall not be subject to any further revision or audit.

How amount of compensation to be fixed. **3.** The amount which may be paid under section 2 to any person, upon the request of the Minister of Lands, Forests and Mines, shall be fixed and determined by the Workmen's Compensation Board.

5 Geo. V. c. 6, s. 5, repealed. **4.** Section 5 of *The Northern and Northwestern Ontario Development Act, 1915*, is repealed.

CHAPTER 13.

An Act Providing for the Agricultural Settlement of Soldiers and Sailors Serving Overseas in the Present War.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Returned Soldiers' and Sailors' Land Settlement Act*. Short title.

2.—(1) This Act shall be read with and as a part of the *Northern and Northwestern Ontario Development Acts*, and shall be administered by the Branch of the Public Service and the officers created and appointed by the Lieutenant-Governor in Council under the said Acts. Act to be read with 2 Geo. V. c. 2, and amendments.

(2) The salaries and expenses of officers, clerks and servants appointed under this Act, and the expenses of carrying out and administering this Act, shall be payable out of such sums as may be set apart from time to time by the Lieutenant-Governor in Council, out of the appropriation made by *The Northern and Northwestern Ontario Development Act, 1912*. Salaries and expenses. 2 Geo. V. c. 2.

3. The Lieutenant-Governor in Council may set apart and appropriate any territory which he may deem suitable for settlement and cultivation for the purposes hereinafter mentioned, and may from time to time withdraw from reservation any lands so designated and not thereupon located under this Act and substitute other lands for any so withdrawn as may be deemed proper. Setting apart territory for purposes of Act.

4. The lands set apart shall be reserved for location by persons who since the 4th day of August, A.D. 1914, have enlisted for active military or naval service with the British forces, out of Canada, against the King's enemies. Who may be locaters.

Regulations. 5. Upon the recommendation of the Minister the Lieutenant-Governor in Council may make regulations respecting the settlement and location upon any area set apart under section 3:—

- | | |
|---|---|
| Application for settlement. | 1. Prescribing the form and procedure upon application for settlement; |
| Instruction depots. | 2. Providing for the establishment, erection, furnishing and maintenance of one or more instruction depots, and for the appointment, duties and remuneration of the staff thereof, and for the training and instruction to be given at such depots; |
| Farm colonies. | 3. For forming farm colonies in any area set apart for common labour in clearing and preparing the land for cultivation; |
| Wages, etc., for work done by locaters. | 4. For the payment of wages or other remuneration to applicants, for work done at such training depots, or upon lands to be located and settled under this Act, and for provisions, railway fares, material, freight, medical attendance, and other expenses in connection therewith; |
| Settlement duties and conditions. | 5. Prescribing the settlement duties and the conditions to be fulfilled by applicants before the issue of a patent; |
| Survey of lots. | 6. Prescribing the area and the manner of surveying and laying out the lots; |
| Loans to settlers, 2 Geo. V. c. 2; 5 Geo. V. c. 6; 6 Geo. V. c. 11. | 7. For the making of advances or loans to settlers, as provided by <i>The Northern and Northwestern Ontario Development Acts</i> , or otherwise; |
| Supplies to settlers. | 8. For supplying necessary machinery, tools, stock and assistance in building upon and otherwise improving the lands located upon or settled under this Act; |
| Stock, implements and machinery. | 9. Providing for the purchase of stock, implements and agricultural machinery for the use of settlers, and the terms of such user; |
| Co-operative arrangements. | 10. For co-operative arrangement for the purchase and sale of goods, wares, merchandise, produce, stock, machinery, implements and other articles by settlers; |

11. Providing for the management by a committee or Committees otherwise, of the affairs of any colony of settlers; of arrange-ment.
12. For the setting apart of sites and erecting thereon Sites for public build-ings and school houses.
public buildings for religious and secular gather-ings and school houses;
13. Generally for the better carrying out of the inten-General.
tions and provisions of this Act.

CHAPTER 14.

An Act to establish the Bureau of Municipal Affairs.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Bureau of Municipal Affairs Act*.

Interpre- **2.** In this Act,
tation.

"Bureau." (a) "Bureau" shall mean The Bureau of Municipal Affairs established under the provisions of this Act.

"Director." (b) "Director" shall mean the Director of the Bureau.

Establish- **3.** There is hereby established a branch of the Public
ment of Service of Ontario to be known as "*The Bureau of Municipal Affairs*."

Bureau **4.** The Bureau shall be attached to such one of the de-
to be at- partments of the Public Service as may be designated by the
tached to Lieutenant-Governor in Council, and shall be under the
Department.

Director **5.** The Lieutenant-Governor in Council may appoint an
and officers. officer to be known as the Director of the Bureau of Municipal affairs, and such engineers, inspectors, auditors, officers, clerks and servants as may be deemed advisable.

Director's **6.** The Director for the purposes of *The Public Service*
rank. *Act* and *The Audit Act* shall rank as the deputy head of a department and in respect to matters assigned to the Bureau shall exercise and perform the powers and duties of the deputy head of a department.

Rev. Stat.
c. 14, 23.

7. The Director, acting under the direction of the Minister, shall preside over the Bureau and shall perform such other duties as may be assigned to him by the Lieutenant-Governor in Council or by the Minister.

Director to
to preside
over
Bureau.

8. Wherever by any Act of this Legislature an officer engaged in the administration of the law relating to any of the matters assigned to the Bureau by this Act is directed to report to the Minister, the report shall, unless the Minister otherwise requires, be made to the Director, and every such officer shall act under and obey the directions of the Director.

Officers to
report to
Director.

9.—(1) There shall be assigned to the Bureau the administration of *The Municipal and School Accounts Audit Act*.

Administra-
tion of Rev.
Stat. c. 200.

(2) The Provincial Municipal Auditor shall be an officer of the Bureau.

Certain
Officers
attached to
Bureau.

(3) All returns required by any Act to be made to the Secretary of the Bureau of Industries by any municipal officer shall hereafter be made to the Director.

Returns to
Bureau.

10.—(1) The Bureau shall superintend the system of book-keeping and keeping accounts of the assets, liabilities, revenue and expenditure of all public utilities as defined by *The Public Utilities Act* which are operated by or under the control of a municipal corporation or a municipal commission, and may require from any such municipal corporation or commission such returns and statements as to the Bureau may seem proper, and may extract from such returns and statements such information as, in the opinion of the Bureau, may be useful for publication, and may embody such portions of such returns and statements in the annual report of the Bureau as to it may seem proper.

Superinten-
dence of
bookkeeping
etc., of
public
utilities.

Rev. Stat.
c. 204.

(2) A municipal corporation or commission which refuses or neglects to comply with the provisions of this section shall incur a penalty not exceeding one hundred dollars for every week it may be in default, recoverable under *The Ontario Summary Convictions Act*, and in addition the Bureau may authorize an auditor to secure such returns and statements at the expense of the municipal corporation or commission.

Penalties.

Rev. Stat.
c. 90.

(3) This section shall not apply to a public utility for the development or distribution of electrical power or energy operated or controlled by a municipal corporation or commission.

Section not
to apply to
electric
power
commis-
sion, etc.

Duties of
Bureau.

11. It shall be the duty of the Bureau to

Bulletin.

(a) Issue from time to time and send to the clerk of every municipality bulletins dealing with the administration of each branch of municipal affairs in order to secure uniformity, efficiency and economy in such administration;

Statistics.

(b) Collect such statistical and other information respecting the affairs of municipal corporations in Ontario as may be deemed necessary or expedient from time to time;

Inquiry
into laws
in force in
other
countries.

(c) Enquire into, consider and report upon the operation of laws in force in other provinces of the Dominion and in Great Britain and in any foreign country having for their object the more efficient government and administration of the affairs of municipal corporations, and make such recommendations and suggestions thereon as may be deemed advisable;

Report on
proposed
changes in
law.

(d) Consider and report when requested by the Minister upon any petition for or suggestion of a change in the laws of Ontario relating to the powers and duties of municipal corporations;

Annual
report.

(e) Prepare and transmit to the Lieutenant-Governor in Council annually a report upon the work of the Bureau during the preceding year, together with such statistics and other information as may have been collected in the Bureau.

Other
duties.

(f) Perform such other duties as may from time to time be assigned to it by the Lieutenant-Governor in Council.

Powers
conferred
on certain
bodies and
officers not
affected.

12. Nothing in this Act shall affect any of the powers conferred by any Act on The Hydro-Electric Power Commission of Ontario, The Ontario Railway and Municipal Board, The Provincial Board of Health, or any functionary, body or officer, and if any matter affecting any of such powers comes to the Bureau it shall be transferred to the proper functionary, body or officer to be dealt with.

Rev. Stat.
c. 204 s.
40 (2),
repealed.

13. Subsection 2 of section 40 of *The Public Utilities Act* is repealed and the following substituted therefor:—

(2) Subsection 1 shall be subject to section 10 of *The Bureau of Municipal Affairs Act*.

CHAPTER 15.

An Act to amend The Trades and Labour Branch Act

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:—

1. Section 9 of *The Trades and Labour Branch Act* is amended by adding after the clause lettered *e* the clause “(f) *The Employment Agencies Act, 1917.*”

6 Geo. V. c. 13, s. 9, amended, administration of Employment Agencies Act.

2. Clause (d) of section 10, of *The Trades and Labour Branch Act* is amended by adding at the end thereof the words “and subject to *The Employment Agencies Act, 1917,* to regulate all voluntary, private or municipal employment bureaux.”

6 Geo. V. c. 13, s. 10, amended Regulation of Employment Agencies.

3. *The Trades and Labour Branch Act* is amended by adding thereto the following section:—

6 Geo. V. c. 13, amended.

11—(1) The Superintendent may require from employees, workmen and other persons such information concerning rates of wages, hours of work, regularity of employment and other matters as he may deem necessary for the proper carrying out of this Act or of any of the Acts administered by the Branch.

Powers of Superintendent as to obtaining information.

(2) For the purpose of procuring such information the Lieutenant-Governor in Council may authorize the Superintendent or any officer of the Branch to conduct an investigation or inquiry and may confer upon the Superintendent or officer the powers which may be conferred upon a commissioner appointed under *The Public Inquiries Act.*

Investigation or inquiry.

Rev. Stat. c. 18

Right of
access.

- (3) The Superintendent and any officer of the Branch acting under the written authority of the Superintendent, shall have access at all reasonable hours to any office, factory, shop, place of business or other premises for the purpose of carrying out the provisions of this Act or of any Act administered by the branch.

Penalty for
refusing in-
formation or
interfering
with officers.

- (4) Every person who refuses to furnish to the Branch or to the Superintendent or to any officer of the Branch any returns or information which may be lawfully required, or who hinders or obstructs the Superintendent or any officer of the branch in the performance of his duties under this Act or any of the Acts administered by the Branch shall incur a penalty not exceeding \$20, to be recoverable before a police magistrate or two or more justices of the peace under *The Ontario Summary Convictions Act*.

Rev. Stat.,
c. 90.

CHAPTER 16.

An Act to provide for a Provincial Highway System.

Assented to 12th April, 1917.

WHEREAS it is expedient that a highway or system of ^{Preamble.} highways should be established from the southwestern boundary of Ontario to the boundary line between Ontario and Quebec, together with highways connecting centres of population, or other important terminal points, and that the same should be constructed in such a manner and of such material as may be best suited for the traffic thereon; and whereas the traffic upon such highway or systems of highways is or will be of general benefit to the inhabitants of Ontario, and it would be unjust and unfair that the cost of providing for such traffic should be borne wholly by the municipalities through which the same would pass; and whereas it is desirable that the said work should be under the direction and control of the Minister and the Department of Public Highways;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, ^{Interpretation.} enacts as follows:—

1. This Act may be cited as *The Provincial Highway Act*. ^{Short title.}

2. In this Act:—

- (a) "Department" shall mean Department of Public ^{"Department."} Highways;
- (b) "Highway" shall mean a common or public high-^{"Highway."} way, and shall include a street, or bridge forming part of a highway, or on, over, under or across which a highway passes, or any other structure thereon;
- (c) "Maintenance" or "repair" shall include the ^{"Maintenance."} cleaning of any highway or the removal of snow. ^{"Repair."}

(d)

"Minister." (d) "Minister" shall mean Minister of Public Works and Highways;

"Roadway." (e) "Roadway" shall mean and include the paved, metalled or travelled portion of the highway, together with any ditches, drainage or other construction incidental thereto.

Highways may be assumed by the Province. **3.**—(1) The Lieutenant-Governor in Council, upon recommendation of the Minister, may designate any highway or a system of public highways throughout Ontario to be acquired, constructed, assumed, repaired, re-located, deviated, widened and maintained by the Minister for Ontario as a Provincial Highway.

To be Provincial Highways. (2) Every highway constructed, designated and assumed in accordance with this section shall be known as a "Provincial Highway."

Vested in His Majesty. **4.** Every Provincial Highway and all property acquired by Ontario under this Act shall be vested in His Majesty and shall be under the control of the Department.

Procedure for acquiring a highway. **5.**—(1) Subject to the provisions of section 9, when the Minister desires to acquire any existing highway under the authority of this Act, either temporarily or permanently, he shall deposit in the proper registry office a plan and description of the highway, signed by himself, or by the Deputy Minister, or by an Ontario Land Surveyor, and such highway shall thereafter become and be vested in the Crown as from such date as the Minister may determine, by notice in *The Ontario Gazette*, and the Department shall give notice in writing thereof to each of the municipalities interested.

Works at intersections. (2) Wherever a road assumed, acquired or laid out as a Provincial Highway intersects a highway which is not a Provincial Highway, the continuation of the Provincial Highway to its full width across the highway so intersected, including bridges and culverts thereon, shall be a part of the Provincial Highway.

Preliminary route plan. (3) Whenever for the purposes of this section it is deemed advisable to deposit in any registry office a preliminary route plan of any road acquired by the Minister, such preliminary route plan shall be of full effect as provided by subsection 1, and shall confer upon the Minister authority to acquire and take possession of the road, but such plan may at any time thereafter be replaced by a completed plan and description of the road so acquired.

6. The Minister may, for and in the name of His Majesty, purchase or acquire, and subject as hereinafter mentioned, may, without the consent of the owner thereof, enter upon, take and expropriate any land or property which he may deem necessary for the use or purposes of the Department.

Property may be acquired or expropriated.

7. The Minister may acquire either alone, or jointly with a municipal corporation or corporations, such land or property as may be deemed necessary for procuring stone, gravel or other material for use in making, maintaining or repairing a Provincial Highway or any other highway or otherwise deemed necessary for the use of the Department.

Land or property may be acquired.

8.—(1) All property, real or personal, no longer required for the use of the Department, may be sold, leased or disposed of by the Minister.

Property may be sold.

(2) The Lieutenant-Governor in Council upon the recommendation of the Minister may direct that any highway or portion or section thereof for which an alternative route has been substituted, or which is no longer required by the Department for the purpose of a Provincial Highway, or which from any cause should not remain under the jurisdiction of the Minister, may be closed to traffic or may be sold, leased or disposed of by the Minister, or may direct that any such highway, or portion or section of a highway, shall revert to the municipality previously liable for the maintenance and repair of the highway, or within which the same is situate, and such municipal corporation shall thereupon be in possession and control of the said highway from and after a date to be named by the Lieutenant-Governor in Council.

Highway may be disposed of or may revert to municipality.

9. When a highway which is a toll road, not under the immediate control of a municipal corporation, or other land or property is to be entered upon, taken or used by the Department under the compulsory powers conferred by this Act, the Minister shall proceed in the manner provided by *The Ontario Public Works Act*, and the provisions of that Act, sections 10 to 40, inclusive, except as in this Act otherwise provided, shall apply, *mutatis mutandis*, to the Department and the officers thereof.

Ontario Public Works Act to apply.
Rev. Stat. c. 35.

10. The cost of material, labour, special engineering or other services, land and property or options thereon, plant, machinery and equipment, and the repair and maintenance of plant, machinery or equipment and all expenditure in or about any work undertaken by the Minister under this Act or incidental thereto, or contracts therefor, shall be paid out of the fund set apart out of the Consolidated Revenue Fund under *The Highway Improvement Act* upon the certificate

How cost to be provided.

tificate of the Minister, and for that purpose accountable cheques may from time to time be issued against such fund in favour of the Department upon the requisition of the Minister therefor.

Portion
to be borne
by municipi-
palities.

11. The corporation of every municipality in which work of construction or repair and maintenance is from time to time carried out shall repay to Ontario 30 per cent. of the expenditure made by the Department within such municipality, and each city shall repay to Ontario a like proportion of the expenditure made within the limits of the roads designated as "Provincial Suburban" adjacent to the city.

Statements
to be trans-
mitted
to municipi-
pality.

12.—(1) The Minister or Deputy Minister annually, or from time to time as the work progresses, shall transmit to the clerk of each municipality a statement certified by the engineer of the department showing the expenditure for the specified period, and the amount thereof due to Ontario in accordance with the next preceding section.

Cost of
machinery
plant and
equipment.

(2) The cost of surveys, of machinery, plant and equipment, and the repair and maintenance thereof, all general overhead and staff expenses and salaries, and the cost of additional land or property for deviating, widening or any other purposes of the Department, shall not be included in such statement to the municipality, but shall be borne entirely by Ontario.

Highway
may be
divided
into sec-
tions for
maintenance
charges.

(3) For the purpose of determining the amount payable by any municipal corporation for repair and maintenance, a Provincial Highway may be divided into such sections as the Department shall determine, and the total expenditure for repair and maintenance within such section may be divided among the several municipalities, in proportion to the mileage of the highway in each municipality.

When
cost of
construction
may be
distributed
pro rata.

(4) Where work of construction is continuous through two or more municipalities, in such a manner that the cost cannot be conveniently or exactly computed, the engineer may apportion the share of the cost payable by the municipal corporations among the several municipalities in which the work is carried on in proportion to the mileage constructed in each municipality.

Engineer
may appor-
tion
expenditure.

(5) Where, owing to special circumstances, the engineer deems it inequitable that the cost of construction or of repair and maintenance should be apportioned upon the basis of the mileage of the highway in each municipality, he may apportion the cost among the municipalities in such a manner as he may deem just and expedient; and the corporation of
any

any municipality, which is dissatisfied with such apportionment, may appeal therefrom to the Ontario Railway and Municipal Board, whose decision shall be final.

(6) Where work of construction or maintenance is on the boundary line between two or more adjoining municipalities, or upon a highway used in lieu of such boundary line, the cost, as nearly as may be, shall be proportionately allotted to the interested municipalities.

Cost on boundary lines, how computed.

(7) Where a Provincial Highway is so located that construction and maintenance under this Act are of direct benefit to a municipality other than one through which it is situate, the engineer may apportion to the municipality so benefited such amount or proportion of the cost as he may deem just and expedient, and the corporation of any municipality which is dissatisfied with such apportionment may appeal therefrom to the Ontario Railway and Municipal Board, whose decision shall be final.

Portion to be borne by the municipality.

(8) Where, at the time of being assumed as a Provincial Highway, any road is a county road, maintained and repaired by the corporation of a county, the amount or proportion of expenditure which would under this Act be apportioned to the local municipalities may, if deemed just and equitable, be apportioned by the engineer to the corporation of the county, and the corporation of any county which is dissatisfied with such apportionment may appeal therefrom to the Ontario Railway and Municipal Board.

When county chargeable.

13. The proportion of cost as estimated under the next preceding section shall be a debt due to Ontario by the municipal corporation and shall be paid to the Treasurer of Ontario within six months from the date of notification under subsection 1 of section 12.

Payment by municipality.

14.—(1) The statement of expenditure to be transmitted to the municipality shall show the amount spent on construction and the amount spent on repair and maintenance.

Cost of construction and of maintenance to be separated.

(2) The proportion of expenditure on repair and maintenance to be paid by the municipal corporation shall in all cases be provided out of the general funds of the municipality, but expenditure for construction may be met by the issue of debentures under the provisions of *The Municipal Act*.

Payment out of general funds for maintenance.

(3) The council of each municipality may pass by-laws for issuing and may issue its debentures, payable within such period as the Department may approve, but not exceeding

Issue of debentures by municipalities.

twenty years from the date of issue of the debentures, for an amount sufficient to pay the share of the cost of construction apportioned to the municipality, making the debt payable in equal annual instalments of principal and interest.

Minister to decide maintenance and construction.

15. In all cases of doubt or dispute as to what constitute charges for maintenance as distinguished from construction, or as to what shall be omitted under subsection 2 of section 12, the decision of the Minister shall be final.

Highway may be closed to traffic.

16.—(1) While the construction, repair or improvement or any work authorized by this Act is in progress on a Provincial Highway the Minister or any engineer authorized by him may close the highway or any portion thereof to traffic for such time as he may deem necessary, and any person using a highway so closed shall so do at his own risk, and shall not have a right to recovery of damages in case of accident or injury.

Penalty for removing notice or barrier.

(2) Every person who uses any highway so closed to traffic or who removes or defaces any notice or obstruction placed thereon by lawful authority shall incur a penalty not exceeding \$50, recoverable under *The Ontario Summary Convictions Act*, and shall also be liable for any damages or injury done to the highway or to the property of the Department occasioned by such trespass.

Minister may exercise powers of municipal corporation.

17.—(1) The Department shall have and may exercise within the limits of any municipal corporation along the course of the roadway all the powers which may be exercised by a municipal corporation authorized to lay out, maintain and construct a highway.

Previous rights and agreements.

(2) The Department shall, in respect to a Provincial Highway under its jurisdiction, have all the rights, powers, benefits and advantages conferred either by by-law or contract or otherwise upon the local or county municipality or municipalities which had jurisdiction over the said road before the said road was assumed by the Province and the Department may sue upon such rights or under such agreement or by-laws in the same manner and to the same extent as the said local municipality or municipalities might have done if such road had not been adopted as a Provincial Highway.

Cost of bridges.

18.—(1) Where it is necessary in the opinion of the Minister to replace, construct, reconstruct, enlarge, repair or alter any bridge upon a Provincial Highway having a clear span of twenty feet or more, and which it is, at the time when the Minister assumes the highway the duty of a municipal corporation

corporation to construct or maintain, the Minister shall include the cost of the work upon the bridge or approaches thereto in the statement provided for in section 12 and the municipal corporation shall be chargeable with an amount equal to sixty per cent. of that part of the cost of such replacement, construction, re-construction, enlargement or alteration which will represent the amount which should have been expended by the municipal corporation had the highway not been assumed by the Minister, and the remainder of the cost shall be borne by Ontario.

(2) The cost of maintenance of the bridge shall thereafter be borne by Ontario and the municipal corporation in the same proportions as the cost of maintenance of the highway. Cost of maintenance.

(3) For the purposes of this section "clear span" shall mean the clear space certified by the Engineer of the Department to be required between the abutments of a bridge. Clear span defined.

(4) In case of any dispute under this section as to the respective liabilities of a municipal corporation and the Department, the Minister may refer the matter in dispute to the Ontario Railway and Municipal Board and the certificate of the Board shall be final. Disputes, how determined.

19. Notwithstanding anything in any general or special Act or in any by-law, resolution, license of occupation, agreement or other act of a municipal corporation, no street railway or electric railway shall be laid down, constructed or operated upon a Provincial Highway except with the consent of the Lieutenant-Governor in Council and under and subject to such terms and conditions as he may impose, but this section shall not apply to any railway or part of a railway now in operation, and shall not be construed to affect or prejudice the rights, franchises and privileges of any company owning or operating such railway; provided that such company shall not move its rails to or upon the highway except with the consent of the Minister. Electric and street railway.

20.—(1) Where a street railway or electric railway has constructed its line upon any part of a Provincial Highway and has undertaken or is required by law to fill in or pave the space between the rails of the street railway or electric railway, the Department may construct the pavement or roadway between the rails of the same material and in the same manner as on that part of the roadway lying on either side of the rails, and so much of the cost of the work between the rails as will equal what should be expended by the company in the fulfilment of its legal obligations shall be paid by the company to the Treasurer of Ontario upon demand. Pavement between rails of street or electric railway.

Fixing
contribution
by company.

(2) In determining the amount payable by the company, allowance shall be made for the relief of the company from the work of keeping the space between the rails filled in or paved and the substitution of a durable pavement for such work.

Application
to Board
in case of
disagree-
ment.

(3) If the company and the Department are unable to agree on their respective shares of the cost of constructing the pavement or roadway between the rails the matter in dispute shall be determined by the Ontario Railway and Municipal Board and the decision of the Board shall be final and shall not be subject to appeal.

Removing
timber.

21.—(1) The Minister shall have power to remove or to direct the removal of trees and timber growing or standing on a Provincial Highway.

Location of
fences and
buildings.

(2) The Lieutenant-Governor in Council upon the recommendation of the Minister may fix the distance from the roadway at which buildings or fences may be placed.

Removal of
obstruc-
tions.

(3) The Minister may direct the removal of any building, fence or other erection or the clearing of any land adjacent to a Provincial Highway where, in his opinion, the safety or convenience of the travelling public so requires, but subject to the payment of such compensation as may be agreed upon or as may be determined in the manner provided by section 9.

Poles
and wires.

22. Telegraph, telephone and electric light or power wires and poles may be carried along, or erected upon or across a Provincial Highway subject to the consent of the Department first had and obtained and to terms and conditions approved by the Lieutenant-Governor in Council.

Ascertaining
boundaries
and surveys.

23.—(1) Where, in the opinion of the Minister, it is necessary, in order to determine the true course and boundaries of any road or highway heretofore surveyed or laid out, or the boundary of any lot, concession or township, the Minister may appoint an Ontario land surveyor to make the necessary survey and the boundary line as so ascertained and determined shall be the true and unalterable boundary line of the road, highway, lot, concession or township.

Powers and
duties of
surveyor.
Rev. Stat.
c. 166.

(2) For the purposes of this section the surveyor shall have the power and shall proceed in the manner provided by *The Surveys Act* in the case of a survey made under sections 7 to 12 of that Act.

24. The corporation of any municipality through which a Provincial Highway is situate may construct sidewalks thereon, but subject always to the approval of the Department to be first had and obtained. Sidewalks.

25. Notwithstanding anything in any general or special Act contained, no municipal corporation, commissioners acting for a municipal corporation, and no commission, company or individual, shall obstruct or deposit material upon, nor shall they enter upon, take up or in any way interfere with a Provincial Highway for the purpose of laying down or repairing any drain, sewer, water pipe, gas pipe, conduit or any other structure beneath the surface of the highway, except with the consent of the Minister and under and subject to such terms and conditions as to the manner and location of the work, the times at which it is to be performed, the disposal of material, and the replacing of the surface as the Minister may prescribe. Laying pipes, etc.

26.—(1) The Minister may make regulations respecting the use of a Provincial Highway by any class of vehicles or animals or prohibiting its use by any class of vehicles or animals, and may impose penalties for violation thereof, but no such regulations shall have any force or effect until approved by the Lieutenant-Governor in Council after notice to the municipal corporation affected thereby. Regulating traffic.

(2) Offences against any such regulation shall be punishable upon summary conviction as provided by *The Ontario Summary Convictions Act*. Punishment of offences Rev. Stat. c. 90.

27.—(1) The Department shall maintain a Provincial Highway and keep the same in repair, and except as to the contribution towards such maintenance and repair provided for in this Act the municipal corporation of any municipality in which the highway is situate shall be relieved from any liability therefor, but this shall not apply to any sidewalk or municipal undertaking or work which a municipal corporation may lawfully do, constructed or in course of construction by the corporation of any municipality upon the highway, and such corporation shall be liable for negligence in the construction or maintenance of such sidewalk or municipal undertaking in the same manner and to the same extent as in the case of any other like work constructed by the corporation in the municipality. Maintenance and repair including all bridges thereon.

(2) Where any person claims to have suffered injury to himself or his property owing to the failure of the Department to maintain and keep in repair a Provincial Highway Claims for damages for non-repair.

the Treasurer of Ontario shall pay to such person such damages as may be agreed upon, or in default of agreement may be determined by arbitration under *The Arbitration Act*, before the judge of the county court of the county in which the accident occurred, and such damages shall be payable in the same manner as in the case of a judgment recovered against the Crown.

Notice of
injury.

(3) No damages shall be payable under this section unless notice of the injury sustained is given in writing to the Department within thirty days after the happening of the injury complained of, unless the Minister or the arbitrators certify that there was reasonable excuse for the failure to give or the insufficiency of such notice, and that the Department was not prejudiced in its defence.

Limitation
of liability.

(4) The liability imposed by this section shall not extend to any case in which a municipal corporation owning or having jurisdiction over the highway would not have been liable for the injury sustained.

Agreement
for con-
struction of
greater
width of
pavement
in any
municipal-
ity.

28.—(1) The corporation of any municipality, through or in which any part of a Provincial Highway is situate or any owner of abutting property, may enter into an agreement with the Department for the construction of a pavement or roadway of a greater width or with different specifications to those for the remainder of the roadway, and the Department may construct a pavement or roadway of such additional width or varied specification through the municipality or such portion thereof as may be agreed upon.

Additional
cost, how
to be borne.

(2) The additional cost entailed under such agreement to be borne by a municipal corporation may be raised by such corporation by a special tax under *The Local Improvement Act*, or by the issue of debentures under *The Municipal Act*, payable within fifteen years from the date of the issue thereof or within such shorter term as may be directed by the Department, and shall be payable to Ontario in accordance with the terms of the agreement.

Construction
of works
for trans-
portation of
materials.

29. The Minister may construct and operate such works upon any highway leading to or in the neighbourhood of a Provincial Highway as he may deem necessary or expedient for the purpose of transportation of materials or supplies, or he may agree or contract with any railway or other company so to do, or may lease or acquire land or property and construct and operate works thereon for such purposes.

Assessment
of cost of
toll roads.

30.—(1) When a toll road is acquired under the authority of this Act, 60 per cent. of the cost thereof shall be levied upon

upon and assumed by the municipal corporations within or adjacent to which the road lies, or which are locally benefited by the road, for which purpose the Minister may procure a report by an engineer of the Department equitably distributing the said 60 per cent. of the cost and the amounts so assessed upon the several municipalities shall be paid to the Treasurer of the Province as in section 12 provided.

(2) In case of any dispute as to the respective liabilities of the several municipalities, the clerk of the objecting municipality or municipalities, within one month from the date of notification by the Minister, shall file a statement of objection, and the Minister may thereupon refer the report of the engineer to the Ontario Railway and Municipal Board, and the certificate of the Board shall be final.

31.—(1) The Deputy Minister or an officer of the Department specially designated for that purpose by the Deputy Minister, may initiate and carry out proceedings under *The Ditches and Watercourses Act* for the purpose of procuring proper drainage for any Provincial Highway, and shall have authority to file notices and declarations as owner with the clerk of the local municipality or municipalities, or may receive notices where a private person is the initiating party, in accordance with the procedure prescribed by *The Ditches and Watercourses Act* but no drainage works shall be constructed upon a Provincial Highway under any Act without the consent of the Department first had and obtained.

(2) The Minister or Deputy Minister may from time to time designate an engineer or engineers of the Department to be the engineer or engineers authorized to carry out the provisions of *The Ditches and Watercourses Act* with respect to a Provincial Highway or other property under the control of the Department, and the person so designated shall have all powers and perform all duties on behalf of the department required of an engineer appointed by a municipality under the said Act.

32.—(1) Where any railway, telephone, telegraph or other corporation or corporations, or any commission, or any person or persons have any works or structures upon or crossing a Provincial Highway, the Department shall have authority to require or make such alterations in location, elevation or grade as may be necessary to the proper construction of the highway, and may make such apportionment of the cost as may be equitable to all parties interested.

(2) If any corporation, company, commission, person or persons are unable to agree with the Department as to their respective shares of the cost of any work under the authority of

Appeal to
Ontario
Railway and
Municipal
Board or
to Referee.

Drainage of
Provincial
Highways.

Rev. Stat.
c. 260.

Drainage
engineer for
department.

Rev. Stat.
c. 260.

Alteration
of location
and grade.

Reference
to Ontario
Railway and
Municipal
Board.

of this section, the Minister may refer the matter in dispute to the Ontario Railway and Municipal Board, and the decision of the Board shall be final and shall not be subject to appeal.

Statute
labour,
application
of upon
roads aided.

33. The council of any township may by by-law direct that the statute labour for which lands fronting on a Provincial Highway may from year to year be liable may be commuted, and the amount so received may be applied in improving or repairing other roads of the municipality, and in removing snow therefrom and keeping the same open during the winter months.

Provincial
suburban
road
defined.

34.—(1) That portion of a Provincial Highway adjacent to a city or of direct benefit to the city shall be designated a Provincial Suburban Road and the corporation of the city shall contribute thereto as in section 11 provided.

Suburban
road to be
designated
by the
engineer.

(2) A provincial suburban road shall be designated by an engineer of the Department before or after construction, repair or maintenance by the Department, has commenced, and notification of such designation shall be sent by the Department to the clerk of the city affected, and in default of appeal therefrom, as in subsection 3 provided, such designation shall stand confirmed.

Notice
of appeal.

(3) The council of the city may, by resolution, within one month from the date of notification, give notice of appeal from the designation of the engineer, and the Minister may refer the matter in dispute to the Ontario Railway and Municipal Board, whose certificate shall be final.

Expenditure
prior to
designation.

(4) Where expenditure is incurred by the Department upon any Provincial Suburban Road before the designation has been made by the engineer, such expenditure may be proportionately allocated to the city when the designation has been finally confirmed.

Collection
of portion
of cost by
local assess-
ment.

35.—(1) Where, in the opinion of the engineer of the department, it is just and expedient that a portion of the cost of construction of a Provincial Highway should be borne by the lands adjoining or abutting thereon or benefited thereby, he shall prepare a report fixing the amount or proportion of the cost to be so borne, and shall indicate the basis upon which such amount or proportion should be levied upon the lands benefited.

Copy of
report to
be sent to
muni-
cipality.

(2) Copies of such report shall be transmitted to the clerk and to the head of each municipality in which the special assessment is proposed, and it shall be the duty of the clerk

of the municipality to call a special meeting of the council for consideration of the report, and to give public announcement of such meeting by publication of notice at least once in a newspaper published in the municipality, or in the county town, or in an adjoining or neighbouring municipality.

(3) The special meeting of the council shall be held in not less than twelve days nor more than thirty days from the date upon which the report was mailed, which date shall be endorsed thereon by the Engineer of the Department. ^{Date of special meeting of council.}

(4) Within forty days after the receipt of such report, if there is not an appeal therefrom, or within thirty days after the award of The Ontario Railway Board, in case of an appeal, the council of each local municipality shall take the like proceedings for issuing debentures for the amount required to be raised in the municipality and for imposing, levying and collecting the special rates for payment of the debentures as in the case of a road constructed under *The Local Improvement Act*. ^{Issuing debentures and imposing special rate.}

(5) If the corporation of any local municipality, or any owner of property to be assessed, is dissatisfied with the amount required to be so raised by it, the council or owner may, within forty days from the date upon which the report was mailed, appeal therefrom to The Ontario Railway and Municipal Board. ^{Appeal from report.}

(6) Upon such appeal, the Board shall hear and determine all matters in dispute, and the decision of the Board shall be final. ^{Powers of Board on appeal.}

36. Where by this Act or by *The Highway Improvement Act* or *The Ontario Highways Act*, an appeal lies from any report or decision or other Act or order or direction to the Ontario Railway and Municipal Board, the decision of the Board shall be final and conclusive, and shall not be subject to an appeal. ^{Decision of Board to be final.}

CHAPTER 17.

An Act to amend The Act to Aid in the Improvement of Public Highways.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Highway Improvement Act, 1917*.

Rev. Stat., c. 40, s. 4, amended. **2.** Section 4 of *The Highway Improvement Act* is amended by inserting after the word "county" where it occurs in the third line in the said section, the words "including boundary line roads between counties, or between a county and a city or a separated town."

County boundary roads.

Population of towns. **3.** Subsection 2 of section 5 of *The Highway Improvement Act* is amended by striking out the words "having a population of not more than 3,000" in the second line thereof.

Rev. Stat., c. 40, s. 13, amended. **4.** Section 13 of *The Highway Improvement Act* is amended by adding thereto the following subsections 2 and 3:—

Final certificate. **(2)** When a statement as required in this section or under any section of *The Ontario Highways Act* has been approved by the Minister, and the provincial grant thereon has been certified by the proper officer of the Department of Public Highways as properly payable out of the appropriation set apart under this Act, such certificate shall be final, and the Provincial Auditor shall thereupon, without further audit, direct the issue of a cheque in payment of the grant.

5 Geo. V., c. 17.

Estimating grant. **(3)** In estimating the amount of the grant or subsidy to which the municipal corporation is entitled under this Act or under *The Ontario Highways Act*, the salary of the county road superintendent, his travelling expenses, the purchase of additional right of way, the laying and operation

of

of railway switches and sidings, the purchase of property, plant, machinery and the repair thereof, and any other expenditure of a general character shall be treated in full as an expenditure for construction, and in all cases of doubt or dispute with regard thereto, the decision of the Minister shall be final.

5.—(1) Subsection 1 of section 18 of *The Highway Improvement Act* is amended by adding thereto the following:—

Connecting roads.

“or for the construction or improvement therein of any road or street which is a connecting link or necessary extension of a provincial highway or of a provincial county highway.”

(2) Subsection 3 of section 18 of *The Highway Improvement Act* is amended by adding after the word “thereto” in the fifth line thereof the words “or a grant in aid of construction and improvement.”

Grant in lieu of construction.

6. *The Highway Improvement Act* is amended by adding thereto the following section:—

Rev. Stat., c. 40.

28. The Minister may designate any main highway of a county road system to be known as a “provincial county road,” toward the construction of which a provincial subsidy of 60 per cent. may thereafter be authorized and paid in accordance with the provision of section 13 of this Act, and also a like percentage for maintenance in accordance with section 10 of *The Ontario Highways Act*.

Provincial county roads.

7. *The Highway Improvement Act* is amended by adding thereto the following section:—

Rev. Stat., c. 40.

29.—(1) Section 465 and section 467 of *The Municipal Act* shall not apply to a bridge or highway forming a boundary line between counties, or between a county and a city or separate town, where a county has adopted a plan for the improvement of highways pursuant to the provisions of this Act, which plan includes such boundary line bridge or highway.

Rev. Stat. c. 192, ss. 465, 467 not to apply.

(2) Whenever there is a dispute in regard to a boundary line bridge or highway as in subsection 1 hereof mentioned, included in a plan for the improvement of highways under this Act, as to the corporation upon which the obligation rests to build, maintain or keep in repair such bridge or highway, or where there is a dispute as to the proportions in which the corporations should contribute to the cost of building, maintaining or keeping in repair such bridge or

Disputes as to county boundary lines and bridges.

highway, or where the councils of two or more municipalities are unable to agree as to any action which any of them may desire to be taken in regard to such boundary line bridge or highway under the exercise of their joint jurisdiction, every such dispute and all matters pertaining thereto, shall be settled by the Ontario Railway and Municipal Board upon an application to be made thereto at the instance of any corporation interested in such bridge or highway.

Hearing by
Ontario
Railway
and Muni-
cipal Board.

(3) Upon such application the Board shall fix a day for the hearing of the said application, and ten days' notice thereof in writing shall be given to the clerks of the other municipalities interested. The Board shall, at the time and place appointed, hear and determine all matters in dispute between the said municipalities in regard to such boundary line bridge or highway, and shall make such order in regard to same as the Board may deem just and proper, and the Board may by such order fix and determine the amount or proportion which each municipality shall pay or contribute toward the building, maintaining and keeping in repair of such bridge or highway, and the method by which the same shall be expended in accordance with the terms of this Act.

Term of
order.

(4) An order made by the Board under this section shall remain binding upon all the municipalities interested therein for such period as the Board may determine.

Rev. Stat.,
c. 40, s. 15,
amended.

8. Section 15 of *The Highway Improvement Act* is amended by striking out the word "two" in the sixth line, and substituting therefor the word "three."

CHAPTER 18.

An Act to amend The Ontario Highways Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Highways Act*, Short title. 1917.

2. Section 7 of *The Ontario Highways Act* is amended ^{5 Geo. V. c. 17, s. 7} by adding thereto the following subsection:— ^{amended.}

(2) Whenever it is deemed necessary that an officer, clerk or servant shall be employed temporarily in the Department as in section 9 of *The Public Service Act* provided, the Minister or the Order in Council as the case may be, may designate the appropriation against which the salary or remuneration of such officer, clerk or servant shall be charged, and such salary or other remuneration shall be payable out of such appropriation accordingly. ^{Designation of appropriation to which salary is chargeable.}

3. Section 9 of *The Ontario Highways Act* is amended ^{Rev. Stat. c. 40.} by adding thereto the following:—

“or out of the fund set apart out of The Consolidated Revenue Fund under *The Highway Improvement Act*.” ^{Fund set apart.}

4. Section 17 of *The Ontario Highways Act* is amended ^{5 Geo. V. c. 17, s. 17,} by adding thereto the following subsection:— ^{amended.}

(5) When a member of a commission appointed under this Act resigns or retires, it shall be the duty of the municipal corporation by whom he was selected, or of the other members of the commission, if the member resigning or retiring was selected by them, to appoint a successor within one month from the date of such resignation or retirement. ^{Appointment of successors to retiring members.}

5 Geo. V,
c. 17, s. 19,
amended.

5. Section 19 of *The Ontario Highways Act* is amended by adding thereto the following subsection:—

Procedure
for pay-
ment.

(a) The council of any municipality to which aid is granted under this section may annually or at any time during the progress of the work, submit to the Department a statement setting forth the expenditure to date in carrying out the work agreed upon, together with the declaration of the treasurer of the municipality that such statement is correct, and also the report of the engineer or superintendent in charge of the work, that such work is in accordance with the regulations and specifications agreed upon, and on the receipt of such statement and certificate by the Treasurer of Ontario, certified and approved by the proper officer of the Department, the Minister may direct payment in accordance with the terms of the agreement.

Expropria-
tion of
land for
right of
way.

6. A board appointed under *The Ontario Highways Act* may, with the approval of the Minister first had and obtained, deviate or widen any highway under the control of the board, and may acquire by purchase or expropriation any existing road or other land declared by it to be necessary or expedient in the construction of the roadway, and for the purposes of this section the board shall have and may exercise the like powers and shall proceed in the manner provided by *The Ontario Public Works Act*, where the Minister of Public Works and Highways takes land or property for the use of Ontario, and the provisions of that Act shall *mutatis mutandis* apply.

Rev. Stat.
c. 35.

To be part
of highway.

(2) Any lands acquired under subsection 1 shall be deemed a portion of the highway. ~

Board may
operate
works for
procuring
material.

(3) A board may construct and operate such works upon any highway leading to or in the neighbourhood of the roadway or upon intervening property as it may deem necessary or expedient for the purpose of facilitating the transportation of materials or supplies to be used in construction, but so that such works shall not unnecessarily interfere with the use of the travelled portion of a highway.

Board may
receive
contribu-
tions.

(4) A board may receive from any individual or partnership, or from any company or corporation lawfully authorized to make the same, contributions in money or its equivalent or in material or other property or appliances, towards the construction, maintenance or preservation of any highway under the control of the board, or of any of the works connected therewith, and may apply and use the same in the construction, maintenance or preservation of the highway or works, under and subject to such terms and conditions as may be agreed upon between the board and the donor.

CHAPTER 19.

An Act to amend The Toronto and Hamilton
Highway Commission Act.*Assented to 12th April, 1917.*

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. This Act may be cited as *The Toronto and Hamilton Highway Commission Act, 1917.* Short title.

2. Section 9 of *The Toronto and Hamilton Highway Commission Act* is amended by adding thereto the following subsections:— 5 Geo. V,
c. 18, s. 9,
amended.

(3) Where the course of the road as laid down on the plan of the roadway mentioned in subsection 1 or as varied under the provisions of subsection 1, includes a highway or part of a highway less than sixty-six feet in width, the Commission may widen such highway to sixty-six feet, and the cost of widening the same shall be chargeable to the municipalities in which the highway so widened is situate, and shall be paid by the corporation of the municipality to the Commission. Widening
highway to
66 feet.

(4) The municipal corporation so liable for the cost of widening the highway may raise or levy the whole or any part of such cost by general rate on the property liable to assessment in the municipality or may raise or levy such costs or the balance of such cost by special rate upon the lands benefited by such widening in the manner provided by *The Local Improvement Act.* Cost may be
raised by
general or
special rate.

Rev. Stat.
c. 193.

3. *The Toronto and Hamilton Highway Commission Act* is amended by adding thereto the following section:— 5 Geo. V,
c. 18,
amended.

9a—(1) If in the opinion of the Commission it is desirable to vary the route and manner of construction of the roadway as to its entrance into the City of Hamilton, the Commission Entrance
to City of
Hamilton.

Order of
Ontario
Railway and
Municipal
Board.

Commission, with the approval of the Lieutenant-Governor in Council may apply to the Ontario Railway and Municipal Board for an order,—

- (a) Approving of plans and specifications and the location of the proposed work;
- (b) Fixing the proportion of the extra cost of the work occasioned by the variation, to be chargeable to the corporation of the City of Hamilton and to any other municipality in which the works are situate or in which lands are situate which will be benefited by the work;
- (c) Directing that the amount required to be raised to pay the share of the cost apportioned to any municipality may be raised by general rate or by special rate upon the property benefited or partly in one manner and partly in the other as the Board may direct.
- (d) Directing that the whole or any part of the work either in the City of Hamilton or in another municipality shall be performed by the Commission or by the Corporation of the City of Hamilton.

Considerations in making order.

(2) Upon any such application the Board shall take into consideration the special benefit derived by any municipality or by any lands situate in the municipality, from the alterations of the route and the mode of construction of the roadway, and the possibility of future conditions affecting the roadway and necessitating increased expenditure on the part of any municipal corporation, and the procuring of a suitable grade for the highway.

5 Geo. V.
c. 18, s. 11,
subs. 1,
amended.

4. Subsection 1 of section 11 of *The Toronto and Hamilton Highway Commission Act* is amended by adding at the end thereof the words:—

Add to
county, city
or town in
reconstruction or
alteration
of bridges.

“ But the corporation of the county, city or town shall be entitled to receive from the Government of Ontario the same proportion of the amount payable by the corporation as if this Act had not been passed and the bridge had been reconstructed, enlarged or altered as a part of a county road system under *The Highway Improvement Act*, and such proportion shall be accordingly paid to the corporation in accordance with the provisions of *The Highway Improvement Act*.

5. Section 12 of *The Toronto and Hamilton Highway* ^{5 Geo. V. c. 18, s. 12.} *Commission Act* is amended by adding thereto the following ^{amended.} subsections:—

(4) Notwithstanding anything contained in any general or special Act or regulation, or in any municipal by-law or in any agreement entered into between any street railway company or electric railway company and a municipal corporation, a street railway company or electric railway company using part of the highway shall, and whenever required by the Commission, move the tracks of the company or so much thereof as the Commission may require to the northerly side of the centre line of the roadway or the southerly side of the centre line of the roadway as the Commission may direct. ^{Removing tracks to side highway.}

(5) If the Commission directs the removal of the tracks ^{Location of lines on removal.} to the northerly side of such centre line, the tracks shall be laid so that the most southerly rail of the tracks shall not be less than four and one-half feet north of the northerly edge of the permanent pavement of the roadway, and if the removal of the tracks is directed to the southerly side of such centre line, the tracks shall be so laid that the most northerly rail of the tracks shall not be less than four and one-half feet to the south of the southerly edge of the permanent pavement of the roadway.

(6) Where at the time of the Commission requiring the removal of the tracks under subsection 4, the tracks are laid ^{Removal to northerly or southerly side of highway.} to the north, or for the most part to the north of the centre line of the roadway, they shall be removed to the north of the roadway and where at such time they were laid to the south or for the most part to the south of the centre line of the roadway, they shall be moved to the south of the roadway:

(7) The company shall from time to time as required by ^{Grading.} the Commission, make the grade of the railway conform to the grade of the roadway and shall maintain the space between the most northerly and most southerly rails and for a distance of eighteen inches on either side thereof in such manner and condition as the Commission shall direct, and in case the company is dissatisfied with the direction of the Commission then as the Ontario Railway and Municipal Board shall direct.

(8) The cost of and incidental to any alterations made or work done under the provisions of subsections 4 to 7, shall be apportioned between and borne and paid by the Commission, the municipality within which such alterations are made or such work done, and the company, as may be agreed upon or in default of agreement as may be determined by the Ontario Railway and Municipal Board. ^{Apportionment of cost.}

(9)

Where highway less than 66 feet wide.

(9) Subsections 4, 5, 6 and 7 shall not apply to any part of the highway less than sixty-six feet in width until the additional land necessary to widen the highway to sixty-six feet has been acquired by the Commission.

5 Geo. V.
c. 18,
amended.

6. *The Toronto and Hamilton Highway Commission Act* is amended by adding thereto the following section:—

Police magistrates.

16a—(1) The Lieutenant-Governor in Council may appoint a resident of each of the counties of Wentworth, Halton, Peel and York, to be a Police Magistrate with jurisdiction for the purposes of this Act, and the trial of offences against this Act, *The Motor Vehicles Act* or any regulations made under the authority of this Act, committed upon any part of the highway or in the vicinity thereof.

Rev. Stat.
c. 207.

Jurisdiction.

(2) Each of said Police Magistrates shall have jurisdiction as to any such offences committed in any one of the said counties, or partly in one and partly in another.

Fees.

(3) Each of the said Police Magistrates shall be entitled to receive for his own use fees usually payable to police magistrates in such cases and notwithstanding that he may be paid a salary in other cases.

5 Geo. V.
c. 18, s. 17.

7. Section 17 of *The Toronto and Hamilton Highway Commission Act* is amended by the adding thereto the following subsections:—

Constables.

(5) Every constable appointed by the Commission shall be paid such salary and travelling and other expenses by the Commission as the Commission shall from time to time determine.

Fees, etc., to be property of Commission.

(6) The fees and other charges to which a constable appointed by the Commission is entitled shall, when collected, belong to and be paid over to the Commission and shall be applied in the maintenance of the roadway.

Expenses to be chargeable to maintenance.

(7) The salary and travelling and other expenses of constables appointed by the Commission, shall be included as part of the cost of maintenance and repair of the roadway.

5 Geo. V.
c. 18,
amended.

8. *The Toronto and Hamilton Highway Commission Act* is amended by adding thereto the following section:—

Guide posts and mile posts.

17a.—(1) The Commission may erect and maintain guide posts at road intersections and mile posts and other notices on the highway to indicate distances and other information for the direction of travellers.

(2) Every person, who, without authority of the Com-Penalty.
mission, affixes or attaches anything to, or injures or defaces
any such guide post, mile post, or notice, shall incur a
penalty not exceeding \$50.

9. Section 19 of *The Toronto and Hamilton Highway* <sup>5 Geo. V,
Commission Act as re-enacted by section 6 of *The Toronto* c. 18, s. 19,
and *Hamilton Highway Commission Act, 1916*, is amended <sup>(6 Geo. V,
c. 16, s. 6),
amended.</sup> by adding thereto the following subsection:—</sup>

(9) The Lieutenant-Governor in Council may direct that <sup>Payment of
Provincial
grant on
progress
of work.</sup> any part of the share of the cost of the roadway or bridges
payable to the Commission by the Province, under section 11,
or this section, or any other statute in that behalf, shall be
paid from time to time out of the Consolidated Revenue
Fund on the requisition of the Commission and the report of
the engineer of the Commission as to the progress of the
work, and the cost incurred to the date of the requisition
certified by the auditors of the Commission, and such re-
quisition and report as approved by the Lieutenant-Governor
in Council shall be final and conclusive as to the right of the
Commission to receive payment of the sum named in the
Order-in-Council, and the amount approved by the Lieut-
enant-Governor in Council shall be paid accordingly.

10. Section 22 of *The Toronto and Hamilton Highway* <sup>5 Geo. V,
Commission Act as amended by section 7 of *The Toronto and* c. 18, s. 22,
Hamilton Highway Commission Act, 1916, is amended <sup>(6 Geo. V,
c. 16, s. 7),
amended.</sup> by adding thereto the following subsection:—</sup>

(1a) The Commission may construct pathways for foot <sup>Pathways
and trees.</sup> passengers on the highway and may plant shade and orna-
mental trees upon the highway and the cost of any such
work shall be part of the cost of maintenance and repair.

11. *The Toronto and Hamilton Highway Commission Act* <sup>5 Geo. V,
c. 18,
amended.</sup> is amended by adding thereto the following section:—

22a. All fines and penalties recovered under this Act and <sup>Application
of revenue
from fines,
licenses, etc.</sup> the fees and costs of constables and all sums derived from
the issue of licenses for signboards, vehicles, and other pur-
poses shall be applied by the Commission to the cost of the
maintenance and repair of the roadway, and the balance, if
any, shall be the cost of maintenance and repair of the road-
way to be borne by the municipal corporations under the
provisions of section 22.

CHAPTER 20.

An Act to amend The Power Commission Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Power Commission Act, 1917.*

Rev. Stat.
c. 39, s. 6a
6 Geo. V.
c. 19, s. 4)
amended. **2.** Section 6a of *The Power Commission Act* as enacted by section 4 of *The Power Commission Act, 1916.* is amended as follows:—

Appoint-
ment of
comptroller. (a) Subsection 1.—By adding at the commencement thereof the words “The Commission, with the approval of.”

Books and
accounts. (b) Subsection 2.—By striking out the word “shall” in the first line and substituting therefor the word “may” and by adding after the word “proper” in the second line the words “and as the Commission may approve,” and by striking out the words “Lieutenant-Governor in Council” in the sixth, eleventh and twelfth lines and substituting therefor the word “Commission.”

Vacancy
in office. - (c) Subsection 5.—By striking out the words “Lieutenant-Governor in Council” in the second line and substituting therefor the words “the Commission with the approval of the Lieutenant-Governor in Council.”

Salary. (d) Subsection 7.—By inserting after the word “by” in the second line the words “the Commission, with the approval of.”

Rev. Stat.
c. 39, s. 8,
amended. **3.** Section 8 of *The Power Commission Act* is amended by adding thereto the following clauses:—

(g)

(g) Acquire by purchase or otherwise on any terms and hold shares in any incorporated company carrying on the business of developing, supplying or transmitting electrical power or energy; and in connection with any such acquisition enter into any covenant or covenants, agreement or agreements and pay for any such shares either in cash or bonds, debentures or other securities of the Commission, and guarantee, or covenant or agree for or in respect of the payment or performance of any bonds, debentures, securities, contracts or obligations of any company shares in which are so acquired, or of any company shares in which are held by any company in which shares are so acquired.

(h) Issue bonds, debentures or other securities of the Commission for any of the purposes set out in clauses *a* to *g* in such form and containing such terms and at such rate of interest and payable in such manner and at such time or times as the Lieutenant-Governor in Council may determine.

4. *The Power Commission Act* is amended by adding thereto the following section:—

12a.—(1) Notwithstanding anything in *The Assessment Act* contained, land owned by and vested in the Commission shall be subject to assessment and taxation for municipal and school purposes at the actual value thereof according to the average value of the land in the locality.

(2) Subsection 1 shall not apply to or include buildings, machinery, works, structures, substructures, superstructures, rails, ties, poles and other property, works or improvements owned, used or controlled by the Commission, nor an easement or the right of use or occupation or other interest in land not owned by the Commission, but all such buildings, machinery, works, structures, substructures, superstructures, rails, ties, poles and other property, works or improvements owned, used or controlled by the Commission, and every such easement or right, shall continue to be exempt from assessment and taxation as heretofore.

5. *The Power Commission Act* is amended by adding thereto the following sections:—

Guarantee-
ing bonds
of Com-
mission.

14.—(c) The Lieutenant-Governor in Council is hereby authorized, on such terms as may be approved by Order-in-Council, to agree to guarantee the payment of the principal and interest of any bonds, debentures and other securities issued by the Commission, and the form and manner of any such guarantee or guarantees shall be such as the Lieutenant-Governor in Council may approve. The said guarantee or guarantees shall be signed by the Provincial Treasurer or such other officer or officers as may be designated by the Lieutenant-Governor in Council, and upon being so signed, the Province of Ontario shall become liable for the payment of the principal and interest of the bonds, debentures and securities guaranteed according to the tenor thereof, and the Lieutenant-Governor in Council is hereby authorized to make arrangements for supplying the money necessary to fulfil the requirements of the said guarantee or guarantees, and to advance the amount necessary for that purpose out of the public funds of the province, and in the hands of any holder of or of any of such bonds, debentures or securities any guarantee so signed shall be conclusive evidence that the terms of this section have been complied with.

Guarantee-
ing per-
formance
of contract
for pur-
chase of
shares.

14.—(d) The Lieutenant-Governor in Council is hereby further authorized on behalf of the Province of Ontario to enter into any covenants or agreements in connection with the acquisition by the Commission of any shares in any incorporated company and to guarantee the observance and performance by the Commission of any contract or agreement of the Commission in relation to such acquisition.

Rev. Stat.
c. 39, s. 18,
amended.

6. Subsection 8 of section 18 of *The Power Commission Act*, as enacted by section 9 of *The Power Commission Act, 1916*, is repealed, and the following substituted therefor:—

Debentures
of muni-
cipality
not to be
included
in cal-
culating
limit of
indebtedness.

(8) Notwithstanding anything in *The Municipal Act* or any general or special Act contained, debentures issued, or purporting to be issued by a municipal corporation which has entered into a contract with the Commission for a supply of electrical power or energy from the Commission for the purpose of carrying out such contract, or for

constructing

constructing or equipping works for the development, transmission and distribution of electrical power or energy so supplied, shall not be included in ascertaining the limits of the borrowing powers of the corporation as prescribed by *The Municipal Act*, or such other general or special Act.

7.—(1) Section 19 of *The Power Commission Act* is amended by adding thereto the following subsection:—

Rev. Stat.
c. 19, 2.

Rev. Stat.
c. 39, s. 19,
amended.

- (4) Where the trustees of a police village have entered into a contract with the Commission for the supply of electrical power or energy and have heretofore constructed, purchased or acquired or hereafter construct, purchase or acquire works for distributing electrical power or energy, and the trustees of the police village desire to extend or improve such works, they may apply to the council of the township for the passing of a by-law for the issue of debentures for such extension or improvement, and the council may pass the necessary by-law for borrowing such further sums as may be necessary for such extension or improvement and for levying by an annual special rate upon the rateable property in the police village, the sums required for the payment of the debentures issued for the extension or improvements.

Extension,
etc., of
works in
police
village.

- (a) The by-law shall be approved by the Commission before the final passing thereof, but shall not require the assent of the electors.

Assent of
electors not
required.

- (b) Such approval may be given if it is shown to the satisfaction of the Commission that the extension is necessary or desirable and if sufficient additional revenue will be derived therefrom to meet the annual payments in respect of the debt and the interest thereon.

Approval of
commission.

(2) Section 518a of *The Municipal Act* as enacted by section 39 of *The Municipal Amendment Act, 1915*, is repealed.

5 Geo. V.
c. 34, s. 39,
repealed.

8. *The Power Commission Act* is amended by adding thereto the following section:—

Rev. Stat.
c. 39,
amended.

Township
distribution
works.

19a.—(1) Notwithstanding anything in *The Public Utilities Act* or any other Act contained, the council of a township may pass by-laws:—

Lands and
works.

(a) for acquiring lands and real and personal property, and erecting, constructing and operating works for the development, transmission and distribution of electrical power or energy in the municipality;

Contract
with
commission.

(b) for entering into a contract with the Commission with the assent of the municipal electors of the township qualified to vote on money by-laws, for the supply of electrical power or energy for the use of the municipality and the inhabitants thereof;

General
powers.

(c) for exercising for the said purposes, any of the powers which may be exercised by the municipal council of a town under the authority of *The Municipal Act*, *The Local Improvement Act*, *The Public Utilities Act* or this Act.

Rev. Stat.
cc. 192,
193, 204.

Sectional
township
by-laws.

(2) The council of a township may by by-law set apart a portion of the township as to which any of the by-laws passed under subsection 1 may have effect, and may submit the by-law for the establishment of such works, or for entering into such contract, to the municipal electors qualified to vote on money by-laws in the part of the township so set apart.

Debentures.

(3) Where the council has passed a by-law under subsection 2, the council may issue debentures for the purposes set out in subsection 1, and levy the special rate for the amounts required to be raised on account of sinking fund and interest for the payment of the said debentures, in the district so set apart.

Commission
for control
and manage-
ment.

(4) The council may appoint a commission for the purpose of the construction of the works and the control and management of the same for the district so set apart in the manner provided by section 34 of *The Public Utilities Act*, but the commissioners appointed shall be residents of such district and it shall not be necessary to obtain the assent of the electors to the establishment of the Commission.

Rev. Stat.
c. 204.

9. *The Power Commission Act* is amended by adding thereto the following section:—

Rev. Stat.
c. 39,
amended.

24a.—(1) A municipal corporation which has entered into a contract with the Commission for the supply of electrical power or energy shall not pass any by-law for the issue of debentures for any extension or improvement to an electrical light, heat or power system without having first obtained the assent of the Commission to the amount of such issue and the purposes to which the same is to be applied.

Debentures
for extension or improvement
not to be issued
without approval of
commission.

(2) Every member of the council of the municipal corporation passing a by-law in contravention of subsection 1 shall be personally responsible for any loss or expense occasioned to the corporation by such action unless he shows that he voted against the passing of such by-law or did everything in his power to prevent the passing of the same.

Liability of
members of
council.

(3) Every by-law passed in contravention of subsection 1 shall be illegal and void and the Commission may take the same proceedings for quashing such by-law or restraining the corporation from issuing debentures thereunder as might be taken by a ratepayer of the municipality.

By-law to
be void.

(4) This section shall have effect, notwithstanding the provisions of any other general or special Act heretofore enacted relating to any municipal corporation.

Section to
have effect
notwithstanding
other enactments.

10. Section 39 of *The Power Commission Act* is amended by inserting therein, after the clause lettered (a), the following:—

Rev. Stat.
c. 39, s. 39,
amended.

(aa) In purchasing or otherwise acquiring a site and erecting thereon buildings for the occupation and use of the municipal commission as offices and for other business purposes, subject to the approval by the Commission of the site and cost and of the plans of any such building.

Application
of surplus
funds in
erection of
office
buildings.

(i) Subject to such approval, any such office building may be larger than is required for the immediate use of the municipal commission and any part of such building not immediately required for the use of the municipal

Erecting
larger building than
required
and leasing
part for
other
utilities.

icipal commission may be leased by it to the corporation or to any other municipal commission for the purposes of any public utility in the municipality.

5 Geo. V,
c. 19, s. 10,
ss. 3,
amended.

11. Subsection 3 of section 14 of *The Power Commission Act, 1915*, is amended by adding at the end thereof the following words, "and the Commission may take the same proceedings in respect thereto as might be taken by a ratepayer of such municipality."

6 Geo. V,
c. 19, s. 10,
ss. 5,
amended.

12. Subsection 5 of section 10 of *The Power Commission Act, 1916*, is amended by striking out the figure "7" in the last line thereof and substituting therefor the figure "9."

6 Geo. V,
c. 19, s. 12,
repealed.

13. Section 12 of *The Power Commission Act, 1916*, is repealed and the following substituted therefor:—

Collection
of moneys
from munici-
palities
on sink-
ing fund
account.

12. Notwithstanding anything in *The Power Commission Act* contained, a municipal corporation which has entered into or shall hereafter enter into a contract with the Commission for a supply of power may be relieved by the Commission from payment of any sum on account of the sinking fund account for the first five years, during which payments are made to the Commission by the corporation under such contract, and the amounts required from such corporation on sinking fund account shall be payable during the then next ensuing thirty years.

Municipal
corpora-
tions
added as
parties to
contract of
1909.

14. The Municipal Corporation of the City of Sarnia, the Municipal Corporation of the Town of Dunnville, the Municipal Corporation of the Town of Forest, the Municipal Corporation of the Village of Point Edward, the Municipal Corporation of the Village of Rodney, the Municipal Corporation of the Village of Watford, the Municipal Corporation of the Village of West Lorne, the Municipal Corporation of the Village of Wyoming, the Municipal Corporation of the Police Village of Dashwood, the Municipal Corporation of the Police Village of Highgate, the Municipal Corporation of the Police Village of Zurich, the Municipal Corporation of the Police Village of Otterville, the Municipal Corporation of the Police Village of Dublin, the Municipal Corporation of the Police Village of St. Jacobs, the Municipal Corporation of the Police Village of Burgessville and the Municipal

pal Corporation of the Police Village of Springfield are added as parties to the second part of the contract set out in Schedule "A" to *The Power Commission Act, 1909*, as varied, confirmed and amended by the said Act, and as further varied, confirmed and amended by the Act passed in the tenth year of the reign of His late Majesty King Edward VII, chaptered 16, and by subsequent Acts and by this Act, and the said contract shall be binding upon the parties thereto, respectively, as to the City of Sarnia, from the 10th day of February, 1916; as to the town of Dunnville, from the 10th day of October, 1916; as to the Town of Forest, from the 7th day of October, 1916; as to the Village of Point Edward, from the 10th day of October, 1916; as to the Village of Rodney, from the 7th day of August, 1916; as to the Village of Watford, from the 2nd day of October, 1916; as to the Village of West Lorne, from the 9th day of September, 1916; as to the Village of Wyoming, from the 10th day of February, 1916; as to the Police Village of Dashwood, from the 23rd day of February, 1917; as to the Police Village of Highgate, from the 16th day of May, 1916; as to the Police Village of Zurich, from the 1st day of March, 1917; as to the Police Village of Otterville, from the 13th day of December, 1915; as to the Police Village of Dublin, from the 27th day of November, 1916; as to the Police Village of St. Jacobs, from the 5th day of February, 1917; as to the Police Village of Burgessville, from the 22nd day of November, 1916 and as to the Police Village of Springfield, from the 15th day of November, 1916.

15. The names of the said municipal corporations are added to Schedule "B" of the said contract, and such schedule shall be read as containing the particulars set out in Schedule "A" to this Act.

16. The contracts set out in Schedule "B" hereto between the Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Town of Collingwood from the 17th day of February, 1917; the Municipal Corporation of the Town of Midland, from the 14th day of February, 1917; the Municipal Corporation of the Town of Penetanguishene, from the 19th day of February, 1917; the Municipal Corporation of the Town of Stayner, from the 16th day of February, 1917; the Municipal Corporation of the Town of Barrie, from the 19th day of March, 1917; the Municipal Corporation of the Village of Creemore, from the 15th day of February, 1917; the Municipal Corporation of the Village of Coldwater, from the 20th day of February, 1917; the Municipal Corporation of the Police Village of Elmvale,

Added to
Schedule
"B" to
contract.

Contracts
with
Town of
Colling-
wood, etc.,
confirmed.

Rev. Stat.
c. 39.

from the 15th day of February, 1917 and the Municipal Corporation of the Township of Tay, from the 27th day of February, 1917, are hereby confirmed and declared to be legal and binding upon the parties thereto, respectively, from their respective dates, and shall not be open to question upon any grounds whatsoever, notwithstanding the requirements of *The Power Commission Act*, or the amendments thereto or any other statute.

Contracts
with
certain
townships
confirmed.

17. The contracts set out in Schedule "C" hereto between the Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Scarborough, from the 4th day of January, 1917; the Municipal Corporation of the Township of Vaughan, from the 2nd day of October, 1916; the Municipal Corporation of the Township of Townsend, from the 15th day of December, 1916; the Municipal Corporation of the Township of Dereham, from the 17th day of October, 1916; the Municipal Corporation of the Township of South Norwich, from the 23rd day of October, 1916; the Municipal Corporation of the Township of North Norwich, from the 23rd day of October, 1916, the Municipal Corporation of the Township of Chinguacousy, from the 20th day of November, 1916; the Municipal Corporation of the Township of Biddulph, from the 15th day of November, 1916; the Municipal Corporation of the Township of Brantford, from the 4th day of October, 1915; the Municipal Corporation of the Township of Stamford, from the 12th day of March, 1916; are hereby confirmed and declared to be legal, valid and binding upon the parties hereto, respectively, from their respective dates, and shall not be open to question upon any grounds whatsoever, notwithstanding the requirements of *The Power Commission Act*, or amendments thereto or any other statute.

Other
contracts
confirmed.

18. The contracts set out in Schedule "D," "E," "F," "G," "H," "I" and "J" hereto between the Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the City of Kingston, from the 4th day of December, 1916; the Municipal Corporation of the Town of Arthur, from the 2nd day of June, 1916; the Municipal Corporation of the Village of Tara, from the 13th day of March, 1916; the Municipal Corporation of the Village of Grand Valley, from the 5th day of June, 1916; the Municipal Corporation of the Township of Artemesia, from the 18th day of February, 1916; the Municipal Corporation of the Township of Brant, from the 6th day of November, 1916, and the Municipal Corporation of the Township of Bentinck, from the 11th day of November, 1916, are hereby confirmed

confirmed and declared to be legal, valid and binding upon the parties thereto respectively, from their respective dates, and shall not be open to question upon any grounds whatsoever, notwithstanding the requirements of *The Power Commission Act*, or the amendments thereto or any other statute.

19. By-laws Nos. 889 and 894 of the Corporation of the City of Sarnia; By-law No. 45 of the Corporation of the City of Kingston; By-laws Nos. 15 and 14 of the Corporation of the Town of Dunnville; By-law No. 461 of the Corporation of the Town of Forest; By-laws Nos. 605 and 607 of the Corporation of the Town of Arthur; By-law No. 873 of the Corporation of the Town of Collingwood; By-law No. 949 of the Corporation of the Town of Midland; By-law No. 535 of the Corporation of the Town of Penetanguishene; By-law No. 540 of the Corporation of the Town of Stayner; By-law No. 905 of the Corporation of the Town of Barrie; By-laws Nos. 282 and 284 of the Corporation of the Village of Tara; By-laws Nos. 187 and 192 of the Corporation of the Village of Grand Valley; By-laws Nos. 631 and 632 of the Corporation of the Village of Point Edward; By-laws Nos. 115 and 117 of the Corporation of the Village of Rodney; By-laws Nos. 6 and 8 of the Village of Watford; By-laws Nos. 126 and 127 of the Corporation of the Village of West Lorne; By-laws Nos. 307 and 310 of the Corporation of the Village of Wyoming; By-law No. 286 of the Corporation of the Village of Creemore; By-law No. 75 of the Corporation of the Village of Coldwater; By-laws Nos. 189 and 227 of the Corporation of the Police Village of Dashwood; By-laws Nos. 575 and 576 of the Corporation of the Police Village of Highgate; By-laws Nos. 8 and 9 of the Corporation of the Police Village of Zurich; By-laws Nos. 582 and 583 of the Corporation of the Police Village of Otterville; By-laws Nos. 161 and 163 of the Corporation of the Police Village of Dublin; By-law No. 649 of the Corporation of the Police Village of St. Jacobs; By-laws Nos. 760 and 766 of the Corporation of the Police Village of Burgessville; By-laws Nos. 244 and 253 of the Corporation of the Police Village of Springfield; By-law No. 772 of the Corporation of the Police Village of Elmvale; By-laws Nos. 29 and 30 of the Corporation of the Township of Artemesia; By-law No. 7 of the Corporation of the Township of Bentinck; By-law No. 89 of the Corporation of the Township of Brant; By-law No. 597 of the Corporation of the Township of Tay; By-laws Nos. 925 and 932 of the Corporation of the Township of Scarboro; By-law No. 982 of the Corporation of the Township of Vaughan; By-law No. 350 of the Corporation of the Township of Townsend; By-law No. 720 of the Corporation of the

Municipal
by-laws
confirmed.

the Township of Dereham; By-law No. 597 of the Corporation of the Township of South Norwich; By-law No. 771 of the Corporation of the Township of North Norwich; By-law No. 470 of the Corporation of the Township of Chingua-cousy; By-law No. 8 of the Corporation of the Township of Biddulph; By-law No. 698 of the Corporation of the Township of Brantford; By-laws Nos. 23 and 24 of the Township of Stamford are confirmed and declared to be legal, valid and binding upon such corporations and the rate-payers thereof, respectively, and shall not be open to question upon any grounds whatsoever, notwithstanding the requirements of *The Power Commission Act*, or the amendments thereto or of any other statute.

Rev. Stat.
c. 39.

SCHEDULE "A."

Name of Municipal Corporation.	Quantity of Power applied for in H.P.		No. of Volts.	Estimate maximum cost of power ready for distribution in Municipality.	Estimate proportionate part of cost to construct transmission line, transformer stations and works for nominally 30,000 H.P., with total capacity of 60,000 H.P.	Estimate proportionate part of line loss and of part cost to operate, maintain, repair, renew and insure transmission line, transformer stations and works for nominally 30,000 H.P., with total capa- city of 60,000 H.P.
	Maximum Falls.	Price of Power at Niagara				
Dashwood	50	.....	.....	\$56.75	19,016	1,144
Highgate	50	.....	.....	51.82	18,415	975
Zurich	50	.....	.....	69.34	24,224	1,419
Otterville	50	.....	.....	45.00	15,142	894
Dublin	50	.....	.....	47.91	17,306	889
Point Edward	200	.....	.....	Supplied by Sarnia.		
Dunnville	300	.....	.....	27.77	44,220	2,727
Rodney	50	4,000	.....	63.00	23,661	1,399
Forest	100	.....	.....	63.27	46,985	2,404
Sarnia	1,500	.....	.....	38.00	382,755	20,061
St. Jacob's	35	.....	.....	42.18	10,243	531
Watford	100	.....	.....	59.45	42,671	2,291
Wyoming	100	.....	.....	38.34	25,624	1,364
West Lorne	50	4,000	.....	55.60	18,711	1,120
Burgessville	30	.....	.....	48.38	10,318	551
Springfield	20	.....	.....	65.00	10,540	509

SCHEDULE "B."

Municipality.	Quantity of Power Applied for in H.P.
Collingwood	1,000
Midland	800
Penetang	600
Stayner	125
Barrie	700
Creemore	75
Coldwater	100
Elmvale	100
Township of Tay	100

This Indenture, made in duplicate the seventeenth day of February, in the year of our Lord, One thousand nine hundred and seventeen (1917).

Between:

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission,"

Party of the First Part,

and

The Municipal Corporation of the Town of Collingwood, hereinafter called the "Corporation,"

Party of the Second Part.

Whereas

Whereas, pursuant to an Act to provide for the transmission of electrical power to municipalities, known as *The Power Commission Act* and amendments thereto, the Commission entered into an agreement with the Corporation for a supply of electrical energy, dated the twenty-fourth (24th) day of July, Nineteen hundred and twelve (1912), (and the ratepayers of the Corporation assented to the by-laws authorizing the Corporation to enter into such an agreement with the Commission for such power);

And whereas, in accordance with the powers conferred by legislation upon the Commission by the said *Power Commission Act* and amendments thereto, the Commission purchased the generating station, hydraulic plant and all works in connection with same belonging to the Simcoe Railway and Power Company, located at what is known as the Big Chute on the Severn River, and all of the transmission lines, sub-stations and transmission equipment also belonging to the said Simcoe Railway and Power Company between the said generating station and the Town of Midland;

And whereas, the purchase of such generating station, hydraulic plant, works, transmission lines, sub-stations and all properties belonging to the said Simcoe Railway and Power Company was made for the purpose of supplying to better advantage and with greater efficiency the power requirements of the various municipalities located in the surrounding and adjacent district;

And whereas, in order to comply with such changed conditions it is the desire of both parties that it be declared that the said agreement, dated July 24th, 1912, be terminated and superseded by this agreement as hereinafter set out;

And whereas the electors of the Corporation assented to by By-law No. 873, authorizing the Corporation to enter into such an agreement.

1. Now therefore this indenture witnesseth, that in consideration of the premises and of the agreements of the Corporation herein set forth, subject to the provisions of the said Act and amendments thereto, the Commission and the Corporation mutually agree with each other as follows:

2. The Commission agrees:

(a) To reserve and deliver at the earliest possible date one thousand (1,000) h.p. or more of electrical power to the Corporation.

(b) At the expiration of reasonable notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electric power when called for.

(c) To use at all times first-class, modern, standard commercial apparatus and plant, and to exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Corporation.

(d) To deliver commercially continuous 24-hour power every day in the year to the Corporation at the distribution bus bars in the Commission's sub-station within the Corporation's limits.

3. The Corporation agrees:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement so as to be able to receive power when the Commission is ready to deliver same.

(b) To pay annually interest at rate payable by the Commission upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken) of all moneys expended by the Commission

Commission on capital account for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract.

Also to pay an annual sinking fund instalment of such an amount as to form at the end of 30-years, with accrued interest, a sinking fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all moneys advanced by the Province of Ontario for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other work necessary for the delivery of said electrical energy or power, delivered to the Corporation under the terms of this contract.

Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and the cost of generating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations and other necessary works. Subject to adjustment under Clause 7 of this agreement.

(c) The amounts payable under this contract shall be paid in twelve monthly payments, in gold coin of the present standard of weight and fineness, at the offices of the Commission at Toronto. Bills shall be rendered by the Commission on or before the 5th day of each month and paid by the Corporation on or before the 15th day of each month. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until such bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisoes and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(d) To take electric power exclusively from the Commission during the continuance of this agreement.

(e) To co-operate by all means in its power at all times with the Commission to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement and of the said Act.

(f) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided, whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

(g) If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for, and on the part of the Commission to hold in reserve, such increased quantity of power in accordance with the terms and conditions of this contract.

(h) When the power factor at any time falls below ninety per cent. (90%) the Corporation shall pay for ninety per cent. (90%) of the kilovolt amperes, providing that said ninety per cent. (90%) of said kilovolt amperes is greater than the maximum kilowatts for any twenty (20) minute period during the month.

(i) To use at all times first-class, modern, standard commercial apparatus and plant, to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Commission and of the Corporation.

4. This agreement shall remain in force for thirty (30) years from the date of execution and completion thereof, subject to Section 10 hereof.

5. (a) The power shall be alternating, three-phase, having a periodicity of approximately sixty (60) cycles per second and shall be delivered as aforesaid at a voltage suitable for local distribution.

(b) That the meters with their series and potential transformers shall be connected at the point of delivery.

(c) That the maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the sub-station in the limits of the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder, and when the voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases and all other electrical characteristics, and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

6. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

7. The Commission shall at least annually adjust and apportion the amount or amounts payable by the Municipal Corporation or Corporations for such power and such interest, sinking fund, cost of lost power and cost of generating, operating, maintaining, repairing, renewing and insuring said works.

If at any time any other Municipal Corporation, or pursuant to said Act any railway or distributing company, or any other Corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the involved Corporation or Corporations in writing, of a time and place to hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred and paid, and to be paid by the Corporation, appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

No such application shall be granted if the said works or any part thereof are not adequate for such supply, or if the supply of the Corporation will be thereby injuriously affected, and no power shall be supplied within the limits of a Municipal Corporation taking power from the Commission at the time of such application without the written consent of such Corporation.

In determining the quantity of power supplied to a Municipal Corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a Municipal Corporation, shall be computed as part of the quantity supplied to such Corporation, but such Corporation shall not be liable for payment for any portion of the power so supplied. No power shall be supplied

supplied by the Municipal Corporation to any railway or distributing company without the written consent of the Commission. Power shall not be sold for less than the cost and there shall be no discrimination as regards price and quantity.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation or Corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and any other (if any) supplied by the Commission, having regard to the amounts paid by them respectively under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If differences arise between Corporations to which the Commission is supplying power, the Commission may, upon application, fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the Act respecting Enquiries Concerning Public Matters.

10. Notwithstanding anything herein contained to the contrary, it is hereby understood and agreed that this agreement shall come into effect upon the date of its approval by the Lieutenant-Governor in Council, or its ratification by the Legislature of the Province of Ontario, and that the said agreement between the parties hereto bearing date the day of 19 , shall thereupon be terminated and become of no effect and be superseded by this agreement.

11. This agreement shall extend to, be binding upon, and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman.*

(Seal.)

W. W. POPE, *Secretary.*

MUNICIPAL CORPORATION OF THE TOWN OF COLLINGWOOD.

W. B. H. PATTON, *Mayor.*

(Seal.)

J. A. DUNCAN, *Clerk.*

SCHEDULE

SCHEDULE "C."

This Agreement made this fourth day of January, A.D. 1917.

Between:

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of the First Part,

and

The Municipal Corporation of the Township of Scarborough, herein called the "Corporation," party of the Second Part.

Whereas pursuant to an Act to provide for the transmission of electrical power to municipalities, the Corporation applied to the Commission for a supply of power;

And whereas the Commission has entered into contracts with the Ontario Power Company of Niagara Falls (hereinafter called the Company), for such power;

And whereas the Corporation under the provisions of the *Power Commission Act* and amendments thereto and the *Power Commission Act* of 1911, being "An Act to Provide for the Local Distribution of Electrical Power," has, at the request of a number of ratepayers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a by-law, No. 925, to authorize the execution of an agreement therefor.

1. Now therefore this indenture witnesseth that in consideration of the premises and of the agreements of the Corporation set forth, subject to the provisions of said Act and amendments and of the said contract, the Commission agrees with the Corporation:

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation.

(b) At the expiration of thirty (30) days notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time.

(c) To use at all times first-class, modern, standard, commercial apparatus and plant, and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation.

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use.

(e) To supply and construct all 2,200, 4,000 or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users, within the township, from the Commission's transformer station or stations to the service transformers of the Corporation, located at such points as the Commission may approve.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agrees with the Commission:—

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in Paragraph 1 (b).

(b)

(b) Subject to the provisions of paragraph 2 (g) herein, to pay to the Commission monthly, for all power taken, the cost of the power delivered to the Commission, plus the charges in connection with the delivery of the power to the municipality as outlined in clauses 2 (c) and (d).

(c) To pay, annually, in twelve monthly instalments, interest upon its proportionate part of the moneys expended by the Commission on capital account for the construction of lines, transformer stations and other necessary works for the delivery of power to the Corporation; to pay an annual sum for its proportionate part of the cost of the said construction, so as to form in thirty years a sinking fund for the retirement of securities issued by the Province of Ontario; and to bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said lines, stations and works. All payments under this paragraph shall be subject to adjustment under paragraph 7.

(d) In addition to the cost of power, and the cost of delivering it to the Corporation as provided for in paragraphs 2 (b) and (c), to pay to the Commission in half yearly instalments, interest and sinking fund on a thirty-year basis on all capital invested by the Commission in 2,200, 4,000 or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines, and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction.

(e) The amounts payable in accordance with clause 2 (b), and (c) and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under clause 2 (d) shall be made half yearly. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until the said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(f) To take power exclusively from the Commission during the continuance of this agreement.

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this contract.

When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent. the Corporation shall pay for 90 per cent. of said power divided by the power factor.

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Company.

(i) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. If, as therein provided, the said contracts are continued until the 19th day of December, 1939, this agreement shall remain in force until that date.

4. The power shall be three-phase alternating commercially continuous twenty-four hour power every day of the year except as provided in paragraph 6, having a periodicity of approximately 25 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lock-out, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such time, and the Corporation shall not be bound to pay the price of said power, during such time.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respect-

ively, under the terms of this agreement, and such other considerations, as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other Municipal Corporation or pursuant to said Act, any railway or distributing company, or any other Corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. In case any Municipal Corporation, or any person, firm or Corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Company shall suffer damages by the act or neglect of the Company, and such municipal corporation, person, firm or corporation would, if the Company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings to bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any act, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such Municipal Corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

11. If any differences arise between Corporations to whom the Commission is supplying power, the Commission may upon application fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the Act respecting Enquiries concerning Public Matters.

12. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof, the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman.*

[SEAL.]

W. W. POPE, *Secretary.*

MUNICIPAL CORPORATION OF THE TOWNSHIP OF SCARBOROUGH.

J. G. CONNELL,

[SEAL.]

W. D. ANNIS, *Clerk.*

SCHEDULE

SCHEDULE "C."

<i>Municipality.</i>	<i>Quantity of Power Applied for in H.P.</i>		
Township of Scarborough.	As required by the Corporation.		
" Vaughan	"	"	"
" Townsend.	"	"	"
" Dereham.	"	"	"
" South Norwich.	"	"	"
" North Norwich.	"	"	"
" Chinguacousy.	"	"	"
" Biddulph.	"	"	"
" Brantford.	"	"	"

SCHEDULE "D."

This Indenture made in Duplicate the 4th day of December, in the year of our Lord, one thousand nine hundred and sixteen (1916).

Between

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the First Part,

and

The Municipal Corporation of the City of Kingston, hereinafter called the "Corporation," party of the Second Part.

Whereas by the *Power Commission Act*, passed by the Legislature of the Province of Ontario, Revised Statutes of Ontario, 1914, Chapter 39, and amendments thereto, it was, amongst other things, enacted that any Municipal Corporation might apply to the Hydro-Electric Power Commission of Ontario for the transmission to such Corporation of electric power and energy for the use of the Corporation and the inhabitants thereof for lighting, heating and power purposes;

And whereas the Corporation has applied to the Commission for a supply of electrical power or energy;

And whereas the Commission is in possession of, and operating in trust for the Ontario Government, the power developments known as the Central Ontario System and can supply therefrom electrical energy sufficient for the needs of the Corporation;

And whereas the electors of the Corporation assented to by-laws authorizing the Corporation to enter into a contract with the Commission for such power;

Now therefore this indenture witnesseth that in consideration of the premises and of the agreements of the parties hereto each agree with the other as follows:

1. The Commission agrees:

(a) To reserve for and deliver to the Corporation one thousand two hundred (1,200) or more horse-power of electrical power or energy at the point of delivery hereinafter specified.

(b) To reserve and deliver to the Corporation additional electrical power at the expiration of reasonable notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement.

(c) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise all due skill and diligence so that the service rendered to the Corporation hereunder shall be satisfactory.

(d) To deliver commercially continuous twenty-four (24) hour power every day in the year, except as provided for herein, at the point of delivery, herein defined as the low tension outlets of the Commission's substation, which the Commission proposes to erect in the City of Kingston.

2. The Corporation agrees:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power covered by this agreement, so as to be able to receive power on the date of delivery.

(b) To pay to the Commission for all power taken or held in reserve in monthly payments in gold coin at Toronto under the following schedule of rates:

For 1,200 h.p. and up to 2,500 h.p., at the rate of \$28.00 per h.p. per annum.

When the amount of power taken and held in reserve for the Corporation increases to 2,500 h.p., the rate for all power shall be \$27.00 per h.p. per annum, and

When the said power increases to 3,000 h.p., the rate for all power shall be \$26.00 per h.p. per annum;

When the said power increases to 3,500 h.p., the rate for all power shall be \$25.00 per h.p. per annum;

When the said power increases to 4,000 h.p., the rate for all power shall be \$24.00 per h.p. per annum.

Each month's payments are to be made as though the maximum amount taken during that month was taken for the whole month, save that paragraph (d) hereof shall govern the minimum.

(c) If the Corporation during any month takes more than the amount of power ordered and held in reserve for it for twenty (20) consecutive minutes, the taking of such excess power shall thereafter constitute an obligation on the part of the Corporation to pay for, and on the part of the Commission, as long as this greater amount does not exceed the maximum hereunder, to hold in reserve such increased quantity of power in accordance with the terms and conditions of this agreement.

(d) To pay each month to the Commission as a minimum for seventy-five per cent. (75%) of the power held in reserve for the Corporation at the rate fixed herein except as provided for in Clause 5 (b) hereof.

(e) At all times to take and use the three-phase power in such a manner that the current will be equally taken from the three phases and in no case shall the difference between any two phases be greater than ten per cent. (10%).

(f) At all times to so take and use the three-phase power that the ratio of the kilowatts to the kilovolt-amperes is a maximum, but in any event the customer shall pay for at least ninety per cent. (90%) of the maximum kilovolt-amperes considered as true power or kilowatts. The maximum demand in kilovolt-amperes or kilowatts shall be taken as the maximum average or integrated demand over any twenty consecutive minutes.

One horse-power is defined as 0.746 kilowatts.

One

One kilowatt is defined as the produce of the instantaneous current, voltage and power-factor of the load as shown by a standard polyphase wattmeter and divided by 1,000.

One kilovolt-ampere is defined as the product of the simultaneous average current per phase times the average voltage between phases, times 1,732 and divided by 1,000.

For the purposes of this agreement the kilovolt-amperes may be determined either directly by current and voltage measurements or by the kilowatts divided by the power factor or by any other commercially accurate means as may be approved by the Commission.

The power factor is defined as kilowatts divided by kilovolt-amperes.

(g) Bills shall be rendered by the Commission to the Corporation on or before the tenth day, and paid by the Corporation on or before the twentieth day of each calendar month.

If any bill remains unpaid for fifteen (15) days after the date thereof the Commission may, in addition to all other remedies, and without notice, discontinue the supply of power to the Corporation until the said bill is paid, and no such discontinuance by the Commission shall relieve the Corporation from the performance of the covenants, provisoes and conditions herein contained.

All payments in arrears shall bear interest at the legal rate.

(h) To use at all times modern, standard, commercial apparatus and plant to be approved by the Commission from time to time, and to so operate and conduct the plant and apparatus as to cause minimum disturbances or fluctuations to the Commission's supply, and to exercise all due skill and diligence so as to secure the satisfactory operation of the plant and apparatus of both the Commission and the Corporation.

(i) Should it be expedient or necessary for the Commission, in order to deliver power hereunder, to construct or build poles, lines, cables, transformers, switches or other appliances or devices on, over or through the property of the Corporation, the Corporation hereby agrees to supply and arrange for such necessary rights-of-way free of cost, and satisfactory to the Commission for the life of this agreement, or renewals thereof, and for thirty (30) days thereafter, so that the Commission may build, erect, construct, operate, repair, maintain and remove any of said apparatus or devices belonging to the Commission.

The power delivered hereunder shall be alternating, three-phase, having a periodicity of approximately 60 cycles per second and a pressure of approximately 2,300 volts between phase wires, subject to normal variations in both frequency and voltage.

4. (a) Measurement of the power held in reserve or taken by the Corporation hereunder shall be made by means of a standard poly-phase Graphic Recording Wattmeter, and other meters as required, so arranged as to accurately measure and record the power taken by the Corporation.

The greatest average or integrated power demand made by the Corporation for twenty (20) consecutive minutes in any month, as shown by the aforementioned instruments, shall be used as basis of billing and paying for the power taken by the Corporation hereunder.

(b)

(b) The point of measuring the power covered by this agreement shall be as near as possible to the point of delivery, and the instruments, with the necessary current and potential transformers for the measurement of power hereunder shall be provided, installed and maintained correct by the Commission.

(c) Whenever the said measuring instruments are connected at other than the point of delivery their reading shall be subject to a correction and shall be corrected to give a reading such as would be obtained by instruments connected at the point of delivery. Such corrections shall be based upon tests or calculations by the Commission.

(d) Should the point of measurement be located on the premises of the Corporation no rental charge shall be made to the Commission for the location of said instruments or transformers on the Corporation's premises.

(e) Access to said instruments and transformers belonging to the Commission shall be free to the Commission at any and all times and the Commission may test, calibrate or remove said measuring instruments and transformers at any reasonable time, but when possible the Corporation shall be advised at least seven days in advance of the Commission's intention to re-calibrate, remove or change the measuring instruments.

(f) The Corporation shall have the right to test any such measuring instruments in the presence of a representative of the Commission, by giving to the Commission seven days' previous notice in writing of its desire to test such measuring instruments.

(g) The Commission shall repair or replace and re-test defective meters or measuring equipment within a reasonable time, but, during the time there is no meter in service it shall be assumed that the power consumed is the same as for the other days of the same month on which a similar load existed.

(h) The Corporation shall be responsible for any damage to the property or apparatus furnished by the Commission for the purpose of supplying or measuring power hereunder and installed on the Corporation's property, providing such damage originates from a source external to the said apparatus of the Commission, and is not due to defects in the apparatus of the Commission.

5. (a) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery shall constitute the supply of power involved herein and a fulfilment of all the operating obligations hereunder, and when the voltage and the frequency are so maintained the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other characteristics and qualities are under the sole control of the Corporation, his agents, apparatus, appliances and circuits.

(b) In case the Commission shall at any time or times be prevented from delivering said power or any part thereof by strikes, lockouts, riot, fire, invasion, explosion, act of God, the King's enemies, or any other cause or causes reasonable beyond its control, then the Commission shall not be bound to deliver such power during such time and the Corporation shall not be bound to pay for such power during such time.

(c) The Commission shall be prompt and diligent in removing the cause of such interruption, but the Corporation shall not be bound to pay for such power during such time. As soon as the cause of such interruption is removed the Commission shall, without any delay, deliver the said power as aforesaid, and the Corporation shall take and use the same.

(d) It is further agreed hereby that the Commission shall have the right at reasonable times, and when possible after due notice has been given to the Corporation to discontinue the supply of power to the Corporation for the purpose of safeguarding life or property, or for the purpose of making repairs, renewals, or replacements to the lines or apparatus of the Commission, but all such interruptions shall be of a minimum duration and when possible arranged for at a time least objectionable to the Corporation.

Such interruptions shall not release the Corporation from its obligations to pay for or resume the use of power when service is restored.

6. A representative or engineer of the Commission appointed for this purpose, may, at any reasonable time during the continuance of this agreement, have access to the premises of the Corporation for the purpose of inspecting the electrical apparatus, plant or property of the Corporation and to take records therefrom as required.

7. It is mutually agreed:

That this agreement shall be binding upon both parties hereto for a period of twenty (20) years, beginning on the day and date when power is first taken hereunder, and this agreement may be extended for a further term of five (5) years upon the mutual agreement of both parties hereto before three (3) months of the expiration of this agreement or any extension or renewal period.

8. The Commission shall be entitled at the termination of this agreement or any extension thereof, or within thirty (30) days thereafter, to remove from the Corporation's premises any and all plant or equipment which may have been installed by the Commission for the supply or measurement of power hereunder.

In witness whereof the said Commission and the said Corporation have duly affixed their respective seals and signatures of their respective officers this fourth day of December, A.D. nineteen hundred and sixteen (1916).

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

Signed, sealed and delivered
in the presence of

(Sgd.) W. M. McLACHLAN.

(Sgd.) A. BECK, *Chairman*.

(Sgd.) W. W. POPE, *Secretary*.

THE MUNICIPAL CORPORATION OF THE CITY OF KINGSTON.

In the presence of

(Sgd.) ALEX. W. RICHARDSON, *Mayor*.

(Sgd.) M. E. BALL.

(Sgd.) W. W. SANDS, *City Clerk*.

(Seal.)

SCHEDULE "E."

This Indenture made in Duplicate the 2nd day of June, in the year of our Lord, one thousand nine hundred and sixteen.

Between

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the First Part;

and

The Municipal Corporation of the Town of Arthur, hereinafter called the "Corporation," party of the Second Part.

Whereas, pursuant to an "An Act to Provide for the Transmission of Electrical Power to Municipalities known as the *Power Commission Act* and amendments thereto," the Corporation applied to the Commission for a supply of power, and the Commission furnished the Corporation with estimates of the total cost of such power, ready for distribution within the limits of the Corporation (and the electors of the Corporation assented to the by-laws authorizing the Corporation to enter into a contract with the Commission for such power).

1. Now therefore this indenture witnesseth that in consideration of the premises and of the agreement of the Corporation herein set forth, subject to the provisions of the said Act and amendments thereto, the Commission agrees with the Corporation.

(a) To reserve and deliver at the earliest possible date 150 h.p. or more of electrical power to the Corporation.

(b) At the expiration of reasonable notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electric power when called for.

(c) To use at all times first-class, modern, standard commercial apparatus and plant, and to exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Corporation.

(d) To deliver commercially continuous 24-hour power every day in the year to the Corporation at the distribution bus bars in the Commission's substation located at Grand Valley.

2. In consideration of the premises and of the agreement herein set forth, the Corporation agrees with the Commission—

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement so as to be able to receive power when the Commission is ready to deliver same.

(b) To pay annually, interest at rate payable by the Commission upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken), of all the monies expended by the Commission on capital account for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations, and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract.

Also to pay an annual sinking fund instalment of such amount as to form at the end of 30 years, with accrued interest, a sinking fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all monies advanced by the Province of Ontario for

the

the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other work necessary for the delivery of said electrical energy or power, delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and the cost of generating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations and other necessary works, subject to adjustment under Clause 6 of this agreement.

(c) The amounts payable under this contract shall be paid in twelve monthly payments, in gold coin of the present standard weight and fineness, at the offices of the Commission at Toronto. Bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(d) To take electric power exclusively from the Commission during the continuance of this agreement.

(e) To co-operate by all means in its power at all times with the Commission to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement, and of the said Act.

(f) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

(g) If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for, and on the part of the Commission to hold in reserve, such increased quantity of power in accordance with the terms and conditions of this contract.

(h) When the power factor of the highest average amount of power taken for said twenty consecutive minutes falls below 90% the Corporation shall pay for 90% of said power divided by the power factor.

(i) To use at all times first-class, modern, standard commercial apparatus and plant, to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Commission and of the Corporation.

3. This agreement shall remain in force for thirty years from date of the first delivery of power under this contract.

4. The power shall be alternating, three-phase, having a periodicity of approximately 60 cycles per second and shall be delivered as aforesaid at a voltage suitable for local distribution.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery at the Commission's substation located at Grand Valley.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the Commission's substation at Grand Valley shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder, and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power, factor, distribution as to phases and all other electric characteristics and qualities, are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. The Commission shall at least annually adjust and apportion the amount or amounts payable by the Municipal Corporation or Corporations for such power and such interest, sinking fund, cost of lost power and cost of generating, operating, maintaining, repairing, renewing and insuring said works.

If at any time any other Municipal Corporation, or pursuant to said Act, any railway or distributing company, or any other Corporations or person, applies to the Commission for a supply of power, the Commission, shall notify the applicant and the involved Corporation or Corporations in writing, of a time and place to hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

No such application shall be granted if the said works or any part thereof are not adequate for such supply, or if the supply of the Corporation will be thereby injuriously affected, and no power shall be supplied within the limits of a Municipal Corporation taking power from the Commission at the time of such application without the written consent of such Corporation.

In determining the quantity of power supplied to a Municipal Corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a Municipal Corporation, shall be computed as part of the quantity supplied to such Corporation, but such Corporation shall not be liable for payment for any portion of the power so supplied. No power shall be supplied by the Municipal Corporation to any railway or distributing company without the written consent of the Commission. Power shall not be sold for less than the cost and there shall be no discrimination as regards price and quantity.

7. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation or Corporations supplied by the Commission but the Commission shall be entitled to a lien upon said property for all monies expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and any

other (if any) supplied by the Commission, having regard to the amounts paid by them respectively under the terms of this agreement and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

8. If differences arise between Corporations to which Commission is supplying power, the Commission may upon application fix a time and place and hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final. The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the Act respecting Enquiries Concerning Public Matters.

9. This agreement shall extend to, be binding upon, and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.


HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman.*

W. W. POPE, *Secretary.*

(Seal.)

THE MUNICIPAL CORPORATION OF THE TOWN OF ARTHUR.

 D. BROCKLEBANK, *Reeve.*

 D. T. SMALL, *Clerk.*

(Seal).

SCHEDULE "F."

This indenture made in duplicate the 13th day of March, in the year of our Lord 1916.

Between

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the First Part;

and

The Municipal Corporation of the Village of Tara, hereinafter called the "Corporation," party of the Second Part.

Whereas, pursuant to "An Act to provide for the Transmission of Electrical Power to Municipalities known as *The Power Commission Act* and amendments thereto," the Corporation applied to the Commission for a supply of power, and the Commission furnished the Corporation with estimates of the total cost of such power, ready for distribution within the limits of the Corporation (and the electors of the Corporation consented to the By-laws authorizing the Corporation to enter into a contract with the Commission for such power).

1. Now therefore this indenture witnesseth that in consideration of the premises and of the agreement of the Corporation herein set forth subject to the provisions of the said Act and amendments thereto, the Commission agrees with the Corporation:

(a) To reserve and deliver at the earliest possible date 100 h.p. or more of electrical power to the Corporation.

(b)

(b) At the expiration of reasonable notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electric power when called for.

(c) To use at all times first-class, modern, standard, commercial apparatus and plant, and to exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Corporation.

(d) To deliver commercially continuous 24-hour power every day in the year to the Corporation at the distribution bus bars in the Commission's substation within the Corporation's limits.

2. In consideration of the premises and of the agreements herein set forth, the Corporation agrees with the Commission:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement so as to be able to receive power when the Commission is ready to deliver same.

(b) To pay annually, interest at rate payable by the Commission upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken), of all monies expended by the Commission on capital account for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract.

Also to pay an annual sinking fund instalment of such amount as to form at the end of 30 years, with accrued interest, a sinking fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all monies advanced by the Province of Ontario for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations, and other work necessary for the delivery of said electrical energy or power, delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, on the cost of lost power and of the cost of operating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations and other necessary works. Subject to adjustment under Clause 6 of this agreement.

(c) The amounts payable under this contract shall be paid in twelve monthly payments, in gold coin of the present standard of weight and fineness, at the offices of the Commission at Toronto. Bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(d) To take electric power exclusively from the Commission during the continuance of this agreement.

(e) To co-operate by all means in its power at all times with the Commission to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement, and of the said Act.

(f) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

(g) If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes the taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for, and on the part of the Commission to hold in reserve, such increased quantity of power in accordance with the terms and conditions of this contract.

(h) When the power factor of the highest average amount of power taken for said twenty consecutive minutes falls below 90%, the Corporation shall pay for 90% of said power divided by the power factor.

(i) To use at all times first-class, modern, standard commercial apparatus and plant, to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Commission and of the Corporation.

3. This agreement shall remain in force for thirty years from date of the first delivery of power under this contract.

4. The power shall be alternating, three-phase, having a periodicity of approximately 60 cycles per second and shall be delivered as aforesaid at a voltage suitable for local distribution.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the substation in the limits of the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder, and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases and all other electric characteristics and qualities, are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. The Commission shall at least annually adjust and apportion the amount or amounts payable by the Municipal Corporation or Corporations for such power and such interest, sinking fund, cost of lost power and costs of generating, operating, maintaining, repairing, renewing and insuring said works.

If at any time any other Municipal Corporation, or pursuant to said Act, any railway or distributing company, or any other corporations or person, applies to the Commission for a supply of power,

the Commission shall notify the applicant and the involved Corporation or Corporations in writing, of a time and place to hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favor of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions, as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

No such application shall be granted if the said works or any part thereof are not adequate for such supply, or if the supply of the Corporation will be thereby injuriously affected, and no power shall be supplied within the limits of a Municipal Corporation taking power from the Commission at the time of such application without the written consent of such Corporation.

In determining the quantity of power supplied to a Municipal Corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a Municipal Corporation, shall be computed as part of the quantity supplied to such Corporation, but such Corporation shall not be liable for payment for any portion of the power so supplied. No power shall be supplied by the Municipal Corporation to any railway or distributing company without the written consent of the Commission. Power shall not be sold for less than the cost and there shall be no discrimination as regards price and quantity.

7. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation or Corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all monies expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and any other (if any) supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

8. If differences arise between Corporations to which the Commission is supplying power, the Commission may upon application fix a time and place and hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final. The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the *Act respecting Enquiries concerning Public Matters*.

9. This agreement shall extend to, be binding upon, and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have, respectively, affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO,

(Sgd.) A. BECK, *Chairman*.

(Sgd.) W. W. POPE, *Secretary*.

THE MUNICIPAL CORPORATION OF THE VILLAGE OF TARA,

(Sgd.) J. E. GRANT, *Reeve*.

(Sgd.) W. J. TAYLOR, *Clerk*.

SCHEDULE

SCHEDULE "G"

This Indenture made in duplicate the fifth day of June, in the year of our Lord one thousand nine hundred and sixteen;

Between:

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the First Part;

and

The Municipal Corporation of the Village of Grand Valley, hereinafter called the "Corporation," party of the Second Part.

Whereas, pursuant to "An Act to provide for the Transmission of Electrical Power to Municipalities, known as *The Power Commission Act* and Amendments thereto," the Corporation applied to the Commission for a supply of power, and the Commission furnished the Corporation with estimates of the total cost of such power, ready for distribution within the limits of the Corporation (and the electors of the Corporation assented to the By-laws No. 187 and 192, authorizing the Corporation to enter into a contract with the Commission for such power).

1. Now, therefore, this indenture witnesseth that in consideration of the premises and of the agreement of the Corporation herein set forth, subject to the provisions of the said Act and amendments thereto, the Commission agrees with the Corporation:—

(a) To reserve and deliver at the earliest possible date 100 h.p. or more of electrical power to the Corporation.

(b) At the expiration of reasonable notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electric power when called for.

(c) To use at all times first-class, modern, standard commercial apparatus and plant, and to exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Corporation.

(d) To deliver commercially continuous 24-hour power every day in the year to the Corporation at the distribution bus bars in the Commission's substation within the Corporation's limits.

2. In consideration of the premises and of the agreement herein set forth, the Corporation agrees with the Commission:—

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to receive power when the Commission is ready to deliver same.

(b) To pay annually, interest at rate payable by the Commission upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken), of all monies expended by the Commission on capital account for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations, and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract.

Also to pay an annual sinking fund instalment of such amount as to form at the end of thirty years, with accrued interest, a sinking

ing fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all monies advanced by the Province of Ontario for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other work necessary for the delivery of said electrical energy or power, delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and the cost of generating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations and other necessary works. Subject to adjustment under Clause 6 of this agreement.

(c) The amounts payable under this contract shall be paid in twelve monthly payments, in gold coin of the present standard of weight and fineness, at the offices of the Commission at Toronto. Bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(d) To take electric power exclusively from the Commission during the continuance of this agreement.

(e) To co-operate by all means in its power, at all times with the Commission to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement, and of the said Act.

(f) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

(g) If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for, and on the part of the Commission to hold in reserve, such increased quantity of power in accordance with the terms and conditions of this contract.

(h) When the power factor of the highest average amount of power taken for said twenty consecutive minutes falls below 90 per cent. the Corporation shall pay for 90 per cent. of said power divided by the power factor.

(i) To use at all times first-class, modern, standard, commercial apparatus and plant, to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Commission and of the Corporation.

3. This agreement shall remain in force for thirty years from date of the first delivery of power under this contract.

4. The power shall be alternating, three phase, having a periodicity of approximately 60 cycles per second, and shall be delivered as aforesaid at a voltage suitable for local distribution.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the substation in the limits of the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder, and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases and all other electric characteristics and qualities, are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. The Commission shall at least annually adjust and apportion the amount or amounts payable by the Municipal Corporation or Corporations for such power, and such interest, sinking funds, cost of lost power and cost of generating, operating, maintaining, repairing, renewing and insuring said works.

If at any time any other municipal corporation, or pursuant to said Act, any railway or distributing company, or any other corporations or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the involved corporation or corporations in writing, of a time and place to hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favor of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions, as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

No such application shall be granted if the said works or any part thereof are not adequate for such supply, or if the supply of the Corporation will be thereby injuriously affected, and no power shall be supplied within the limits of a Municipal Corporation taking power from the Commission at the time of such application without the written consent of such Corporation.

In determining the quantity of power supplied to a Municipal Corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a Municipal Corporation, shall be computed as part of the quantity supplied to such Corporation, but such Corporation shall not be liable for payment for any portion of the power so supplied. No power shall be supplied by the Municipal Corporation to any railway or distributing Company without the written consent of the Commission. Power shall not be sold for less than the cost, and there shall be no discrimination as regards price and quantity.

7. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation or Corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all monies expended by the Commission under this agreement and not repaid

repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and any other (if any) supplied by the Commission, having regard to the amounts paid by them respectively under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

8. If differences arise between Corporations to which the Commission is supplying power, the Commission may, upon application, fix a time and place and hear all representations that may be made by the parties, and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final. The Commission shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries concerning Public Matters*.

9. This agreement shall extend to, be binding upon, and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

Sgd. A. BECK,
Chairman.

Sgd. W. W. POPE,
Secretary.

CORPORATION OF THE VILLAGE OF GRAND VALLEY.

Sgd. ALFRED MENARY,
Reeve.

Sgd. H. RICHARDSON,
Clerk.

SCHEDULE "H."

This Agreement made this 18th day of February, A.D. 1916.

Between:

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of the First Part;

and

The Municipal Corporation of the Township of Artemesia, herein called the "Corporation," party of the Second Part.

Whereas pursuant to an Act to provide for the transmission of electrical power to the municipalities the Corporation applied to the Commission for a supply of power;

And whereas the Corporation under the provisions of *The Power Commission Act* and amendments thereto, and *The Power Commission Act of 1911*, being "*An Act to provide for the Local Distribution of Electrical Power*," has, at the request of a number of ratepayers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a By-law No. 30 to authorize the execution of an agreement therefor;

1. Now therefore this indenture witnesseth that in consideration of the premises and of the agreements of the Corporation set forth, subject to the provisions of said Act and amendments and of the said contract, the Commission agrees with the Corporation:—

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation.

(b) At the expiration of thirty (30) days notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time.

(c) To use at all times first-class, modern, standard commercial apparatus and plant, and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation.

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use.

(e) To supply and construct all 2,200, 4,000 or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users within the township, from the Commission's power station or transformer stations to the service transformers of the Corporation located at such points as the Commission may approve, except in those parts of the township known as Eugenia and Ceylon.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agree with the Commission:—

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b).

(b) Subject to the provisions of paragraph (g) herein, to pay the Commission monthly for all power taken, the cost of the power to be delivered by the Commission plus the charges in connection with the delivery of power to the municipality, as outlined in clause 2 (c) and (d).

(c) To pay annually interest at the rate payable by the Commission upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken), of all monies expended by the Commission on capital account for the acquiring of properties and rights, and acquiring and construction of generating plants, transformer stations transmission lines, distributing stations and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract. Also to pay an annual sinking fund instalment of such amount as to form at the end of thirty (30) years with accrued interest a sinking fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all monies advanced by the Province of Ontario for the acquiring of properties and rights, the acquiring and construction of generating plant, transformer stations, transmission lines, distributing stations and other works necessary for delivery of said electrical energy or power delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and of the cost of operating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations and other necessary works. Subject to adjustment under clause 8 of this agreement.

(d)

(d) In addition to the cost of power and cost of delivering it to the Corporation, as provided for in paragraph 2 (b) and (c), to pay to the Commission in half-yearly instalments interest and sinking fund on a thirty (30) year basis on all capital invested by the Commission in 2,200 volt, 4,000 volt or other lines of primary voltages as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines and set aside a depreciation fund at the rate of 5% per annum on all capital expended by the Commission on such construction.

The payments covering cost of construction of primary lines as outlined in this clause 2 (d) shall not apply to the portions of the township known as Eugenia and Ceylon, and the capital cost of all primary and secondary distribution lines in these two localities, including all meters, transformers and other equipment necessary for the distribution systems shall be borne entirely by the Corporation, but shall be constructed by the Commission and the Corporation shall make payment to the Commission within thirty (30) days after rendering of account covering moneys spent by the Commission on construction of said primary and secondary distribution lines including all meters, transformers and other necessary equipment as mentioned above, comprising said distribution systems in Eugenia and Ceylon.

(e) The amounts payable in accordance with clauses 2 (b), (c) and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under clause 2 (d) shall be made half-yearly. If any bill remains unpaid for 15 days the Commission may, in addition to all other remedies, and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained, and payments in arrears shall bear interest at the legal rate.

(f) To take power exclusively from the Commission during the continuance of this agreement.

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided, whether it takes same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during twenty consecutive minutes three-fourths of the amount of power ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month. If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or the highest average for a period of twenty consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall therefore constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this agreement.

When the power factor of the highest amount of power taken for said twenty consecutive minutes falls below 90% the Corporation shall pay for 90% of the said power factor divided by the power factor.

(h) To use at all times first-class, modern, standard commercial apparatus, and plant to be approved by the Commission, and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Company.

(i) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. This agreement shall remain in force for thirty (30) years from the date of the first delivery of power hereunder.

4. The power shall be three-phase, alternating commercially continuous twenty-four hour power every day of the year, except as provided in paragraph 6, having a periodicity of approximately 60 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lock-out, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power, during such time.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the lines and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations supplied by the Commission, having regard to the amounts paid by them respectively, under the terms of this agreement, and such other considerations, as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation or pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without

Without discrimination in favor of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. In case any municipal corporation, or any person, firm or corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Company shall suffer damages by the act of neglect of the Company, and such municipal corporation, person, firm or corporation would, if the Company had made the said contracts directly with them have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings to bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any act, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

11. If differences arise between corporations to whom the Commission is supplying power, the Commission may, upon application fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commission appointed under *The Act respecting Enquiries Concerning Public Matters*.

12. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO,

(Sgd.) A. BECK,
Chairman.
(Sgd.) W. W. POPE,
Secretary.

MUNICIPAL CORPORATION OF THE TOWNSHIP OF
ARTEMESIA.

(Sgd.) T. R. McKENZIE,
Reeve.
(Sgd.) W. J. BALLAMY,
Clerk.

SCHEDULE "I."

This agreement made this 6th day of November, A.D. 1916,

Between:

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of the First Part;

and

The Municipal Corporation of the Township of Brant in the County of Bruce, herein called the "Corporation," party of the Second Part.

Whereas, pursuant to an Act to provide for the transmission of electrical power to the municipalities, the Corporation applied to the Commission for a supply of power.

And whereas the Corporation, under the provisions of *The Power Commission Act* and amendments thereto, and *The Power Commission Act of 1911*, being "an Act to Provide for the Local Distribution of Electrical Power," has, at the request of a number of rate-payers, (petitioners), applied to the Commission for a supply of electrical power or energy, and has passed a by-law, No. 89, to authorize the execution of an agreement therefor.

1. Now therefore this indenture witnesseth that in consideration of the premises and of the agreements of the Corporation set forth, subject to the provisions of said Act and amendments, and of the said contract, the Commission agrees with the Corporation:—

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation, as required by the Corporation.

(b) At the expiration of thirty (30) days' notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time.

(c) To use at all times first-class, modern, standard commercial apparatus and plant, and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation.

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use.

(e) To supply and construct all 2,200 volt, 4,000 volt or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users within the township, from the Commission's power station or transformer stations to the service transformers of the Corporation located at such points as the Commission may approve, except in that part of the township known as Elmwood, and it is hereby understood and agreed upon by both parties hereto that all the cost of the primary, secondary and street lighting, distribution systems located within the hamlet of Elmwood and upon the streets of same, shall be paid for direct by the Corporation, including all meters, transformers, services, street lighting brackets, poles, wires, cross arms, and any equipment necessary to serve the consumers within the said hamlet of Elmwood.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agrees with the Commission:—

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b).

(b) Subject to the provisions of clause (g), section 2 herein, to pay the Commission monthly for all power taken, the cost of the power to be delivered by the Commission, plus the charges in connection with the delivery of power to the municipality, as outlined in clauses 2 (c) and (d).

(c) To pay annually interest at the rate payable by the Commission upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken), of all moneys expended by the Commission on capital account for the acquiring of properties and rights, and acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract. Also to pay an annual sinking fund instalment of such amount as to form at the end of thirty (30) years, with accrued interest, a sinking fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all moneys advanced by the Province of Ontario for the acquiring of properties and rights, the acquiring and construction of generating plant, transformer stations, transmission lines, distributing stations and other works necessary for delivery of said electrical energy or power delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and of the cost of operating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations, and other necessary works. Subject to adjustment under clause 8 of this agreement.

(d) In addition to the cost of power and cost of delivering it to the Corporation, as provided for in paragraph 2 (b) and (c), to pay to the Commission in half-yearly instalments interest and sinking fund on a thirty (30) year basis on all capital invested by the Commission in 2,200 volt, 4,000 volt, or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction.

The payments covering cost of construction of primary lines as outlined in this clause 2 (d) shall not apply to the portion of the township known as Elmwood, and the capital cost of all primary, secondary and street lighting and distribution lines in this locality, including all meters, transformers, and other necessary equipment for the distribution system, shall be borne entirely by the Corporation, but shall be constructed by the Commission and the Corporation shall make payment to the Commission within thirty (30) days after rendering of account covering moneys spent by the Commission on construction of said primary, secondary, and street lighting distribution lines, including all meters, transformers and other necessary equipment as mentioned above, comprising the said distribution system in the hamlet of Elmwood.

(e) The amounts payable in accordance with clauses 2 (b), (c) and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills

shall

shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under clause 2 (d) shall be made half-yearly. If any bill remains unpaid for 15 days the Commission may, in addition to all other remedies, and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisoes and conditions herein contained, and payments in arrears shall bear interest at the legal rate.

(f) To take power exclusively from the Commission during the continuance of this agreement.

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided, whether it takes same or not. When the highest average amount of power taken for any twenty (20) consecutive minutes during any month shall exceed during twenty (20) consecutive minutes three-fourths of the amount of power ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month. If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or the highest average for a period of twenty (20) consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall therefore constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve, an additional block of power in accordance with the terms and conditions of this agreement.

When the power factor at any time falls below ninety per cent. (90 per cent.), the Corporation shall pay for ninety per cent. (90 per cent.) of the kilovolt amperes, providing that said ninety per cent. (90 per cent.) of said kilovolt amperes is greater than the maximum kilowatt for any twenty (20) minute period during the month.

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Corporation.

(i) To co-operate by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. This agreement shall remain in force for thirty (30) years from the date of the first delivery of power hereunder.

4. The power shall be three-phase, alternating commercially continuous twenty-four hour power every day of the year, except as provided in paragraph 6, having a periodicity of approximately 60 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point
of

of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right, from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lock-out, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power, during such times.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the lines and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property upon all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations, as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation or pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. If differences arise between corporations to whom the Commission is supplying power, the Commission may, upon application, fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries concerning Public Matters*.

11. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO,

(Sgd.) A. BECK,
Chairman.

(Sgd.) W. W. POPE,
Secretary.

THE MUNICIPAL CORPORATION OF THE TOWNSHIP OF BRANT IN THE COUNTY OF BRUCE.

(Sgd.) R. S. NESBITT,
Reeve.

(Sgd.) M. A. MCCALLUM,
Clerk.

SCHEDULE "J."

This Agreement made this 11th day of November, A.D. 1916,

Between:

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of the First Part;

and

The Municipal Corporation of the Township of Bentinck in the County of Grey, herein called the "Corporation," party of the Second Part.

Whereas, pursuant to an Act to provide for the Transmission of Electrical Power to the Municipalities, the Corporation applied to the Commission for a supply of power;

And whereas the Corporation, under the provisions of *The Power Commission Act* and amendments thereto and *The Power Commission Act of 1911*, being "An Act to Provide for the Local Distribution of Electrical Power," has, at the request of a number of rate-payers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a By-law No. 7 to authorize the execution of an agreement therefor.

1. Now, therefore, this indenture witnesseth that, in consideration of the premises and of the agreements of the Corporation set forth, subject to the provisions of said Act and amendments and of the said contract, the Commission agrees with the Corporation:—

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation.

(b) At the expiration of thirty (30) days' notice in writing, which may be given by the Corporation from time to time during
the

the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time.

(c) To use at all times first-class, modern, standard commercial apparatus and plant, and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation.

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use.

(e) To supply and construct all 2,200 volt, 4,000 volt or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users within the Township, from the Commission's power station or transformer stations to the service transformers of the Corporation located at such points as the Commission may approve, except in that part of the Township known as Elmwood, and it is hereby understood and agreed upon by both parties hereto that all of the cost of the primary, secondary, and street lighting distribution systems located within the hamlet of Elmwood and upon the streets of same, shall be paid for direct by the Corporation, including all meters, transformers, services, street lighting brackets, poles, wires, cross arms, and any equipment necessary to serve the consumers within the said hamlet of Elmwood.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agrees with the Commission:—

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b).

(b) Subject to the provisions of clause (g), section 2 herein, to pay the Commission monthly for all power taken, the cost of the power to be delivered by the Commission, plus the charges in connection with the delivery of power to the Municipality, as outlined in clauses 2 (c) and (d).

(c) To pay annually interest at the rate payable by the Commission upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken), of all moneys expended by the Commission on capital account for the acquiring of properties and rights, and acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract. Also to pay an annual sinking fund instalment of such amount as to form at the end of thirty (30) years with accrued interest a sinking fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all moneys advanced by the Province of Ontario for the acquiring of properties and rights, the acquiring and construction of generating plant, transformer stations, transmission lines, distributing stations and other works necessary for delivery of said electrical energy or power delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and of the cost of operating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations and other necessary works. Subject to adjustment under clause 8 of this agreement.

(d)

(d) In addition to the cost of power and cost of delivering it to the Corporation, as provided for in paragraph 2 (b) and (c), to pay to the Commission in half-yearly instalments interest and sinking fund on a thirty (30) year basis on all capital invested by the Commission in 2,200 volt, 4,000 volt or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction.

The payments covering cost of construction of primary lines as outlined in this clause 2 (d) shall not apply to the portion of the Township known as Elmwood and the capital cost of all primary, secondary and street lighting and distribution lines in this locality, including all meters, transformers, and other necessary equipment for the distribution system, shall be borne entirely by the Corporation, but shall be constructed by the Commission and the Corporation shall make payment to the Commission within thirty (30) days after rendering of account, covering moneys spent by the Commission on construction of said primary, secondary and street lighting distribution lines, including all meters, transformers and other necessary equipment as mentioned above, comprising the said distribution system in the hamlet of Elmwood.

(e) The amounts payable in accordance with clauses 2 (b), (c) and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the 5th day, and paid by the Corporation on or before the 15th day of each month, except that payments under clause 2 (d) shall be made half-yearly. If any bill remains unpaid for fifteen days the Commission may, in addition to all other remedies, and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisoes and conditions herein contained, and payments in arrears shall bear interest at the legal rate.

(f) To take power exclusively from the Commission during the continuance of this agreement.

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided, whether it takes same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during twenty consecutive minutes three-fourths of the amount of power rendered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month. If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or the highest average for a period of twenty (20) consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall, therefore, constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this agreement.

When the power factor at any time falls below ninety (90%) per cent. the Corporation shall pay for ninety per cent. (90%) of the kilovolt amperes, providing that said ninety per cent (90%) of said kilovolt amperes is greater than the maximum kilowatts for any twenty (20) minute period during the month.

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence, so as to secure the most perfect operation

operation of the plant and apparatus of the Commission and of the Corporation.

(i) To co-operate by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. This agreement shall remain in force for thirty (30) years from the date of the first delivery of power hereunder.

4. The power shall be three phase, alternating commercially continuous twenty-four hour power every day of the year, except as provided in paragraph 6, having a periodicity of approximately 60 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lock-out, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power, during such times.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing renewing and insuring the lines and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations, as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation or pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power,

the

the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. If differences arise between corporations to whom the Commission is supplying power, the Commission may, upon application, fix a time and place to hear all representations that may be made by the parties, and the Commission shall, in a summary manner, when possible, adjust such differences, and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries Concerning Public Matters*.

11. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO,

(Sgd.) A. BECK,
Chairman.

(Sgd.) W. W. POPE,
Secretary.

MUNICIPAL CORPORATION OF THE TOWNSHIP OF BENTINCK IN THE COUNTY OF GREY.

(Sgd.) GEORGE BROWN,
Reeve.

(Sgd.) JNO. HERBERT CHITTICK,
Clerk.

CHAPTER 21.

An Act to authorize the Construction and Operation of Works for the Development of Electrical Power and Energy in the Vicinity of Niagara Falls by the Hydro-Electric Power Commission of Ontario on behalf of Certain Municipal Corporations.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Niagara Development Act, 1917.* Short title.

2. In this Act,

Interpretation.
"Commission."

(a) "Commission" shall mean the Hydro-Electric Power Commission of Ontario;

(b) "Government" shall mean the Lieutenant-Governor in Council acting for and on behalf of the Province of Ontario. "Government."

3. The Commission shall have and may exercise all the powers set out in section 3 of *The Ontario Niagara Development Act* for the construction and operation of the works in the said section mentioned, for the supply of electrical or pneumatic power or energy to municipal corporations which have heretofore entered or may hereafter enter into contracts with the Commission for the supply of electrical or pneumatic power or energy from the Niagara River or Welland River. Commission authorized to construct and operate works.

4. For the purpose of securing a supply of electrical power or energy from the waters of the Niagara River or Welland River, the Commission with the approval of the Lieutenant-Governor in Council may exercise any of the powers set out in clauses *a* to *h* of section 8 of *The Power Commission Act.* Purchase of works authorized.

Cost of
power at
place of
develop-
ment.

5.—(1) Notwithstanding anything contained in any contract heretofore entered into between the Commission and any municipal corporation or corporations or in any general or special Act fixing the maximum price of power to municipal corporations at Niagara Falls, every municipal corporation which has heretofore entered into or which may hereafter enter into a contract for the supply of electrical or pneumatic power or energy by the Commission from the Niagara River, shall pay to the Commission a sum equal to the average cost per horse-power to the Commission of all the power supplied to the municipal corporations under contract with the Commission for the supply of power from Niagara Falls and the vicinity.

Considera-
tions in
fixing cost
to muni-
cipalities.

(2) In fixing the amount per horse-power so payable by a municipal corporation, the Commission shall take into account the amount payable per horse-power by the Commission to any company or individual operating works for the development of power from Niagara Falls and the vicinity, and the amount required for payment of interest on the sums expended by the Commission upon the construction and equipment of the works, and to form a sinking fund sufficient to provide for the repayment of such amounts and to provide renewals and such other charges as the Commission may deem necessary and proper.

Annual ad-
justment
of cost.

Rev. Stat.
c. 39.

(3) The cost to municipal corporations of the power supplied to them by the Commission from any source at Niagara Falls, or in the vicinity of the Niagara River shall be annually adjusted and apportioned by the Commission as provided by *The Power Commission Act*.

9 Edw. VII,
c. 19,
Sched.
amended.

(4) The column No. 3 in Schedule "B" of the agreement dated the 4th day of May, 1908, and set out in Schedule "A" of *The Power Commission Amendment Act, 1909*, is struck out and the following substituted therefor:—

MAXIMUM PRICE OF POWER AT NIAGARA FALLS.

"The average cost per horse-power to the Commission of power developed by the Commission or procured under contract with any corporation or individual developing power at Niagara Falls, to be annually adjusted and apportioned by the Commission as set out in section 8 of *The Ontario Niagara Development Act, 1917*."

Agreement
of 4th May,
1908, as
amended,
to be in
force.

(5) Except as qualified or amended by this Act, all the terms of the said agreement of the 4th day of May, 1908, shall continue in force and apply as far as practicable in the same manner and to the same extent as if this Act had not been passed.

6.—(1) It is hereby declared that the Commission is to be a trustee of all the works constructed or acquired under the authority of this Act for the municipal corporations which have heretofore entered or may hereafter enter into contracts with the Commission for a supply of electrical power or energy from Niagara Falls or the vicinity, but the Commission shall be entitled to a lien upon the said works until all sums expended by the Commission on account of the construction and equipment of such works have been paid.

Commission to hold works as trustee for municipalities.

(2) Upon the payment of the amounts expended by the Commission upon the construction and equipment of the works, the Commission shall determine and adjust the rights of the municipal corporations, having regard to the amounts paid by them respectively, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

Adjustment of rights of municipal corporations.

7.—(1) Subject to the approval of the Lieutenant-Governor in Council, the Commission may contract from time to time, with any company or individual for the supply of electrical power or energy from the works constructed or acquired under the authority of this Act to such company or individual.

Contracts with companies, etc.

(2) Any nett profit made by the Commission in supplying power under subsection 1, after making provision for the cost of acquiring, constructing and maintaining the works by means of which the power or energy is supplied, shall be applied in payment of the cost of maintaining the works constructed or acquired and operated by the Commission.

Application of profits.

8.—(1) The Commissioners for the Queen Victoria Niagara Falls Park may convey to the Commission such lands in what is commonly known as the Chain Reserve on the banks of the Niagara River, as may be required for the purposes of the works authorized in section 3 of this Act, and any portion of the fore-shore or bank of the Niagara River which lies in front of the land forming the said Chain Reservation, and the said Commissioners may enter into an agreement with the Commission to take over any lands acquired by the Commission and not actually in use for the purposes of the Commission, and to lay out, fence, improve and care for such lands as part of the Queen Victoria Niagara Falls Park, but the terms of every such conveyance and agreement shall be subject to the approval of the Lieutenant-Governor in Council.

Park Commissioners may convey lands to Commission.

Authority
to execute
necessary
instru-
ments.

(2) The Commissioners for the Queen Victoria Niagara Falls Park and the Commission shall have authority, subject to the approval of the Lieutenant-Governor in Council, to execute all necessary conveyances and other instruments for the purpose of carrying out any agreement entered into under subsection 1.

Issue of
bonds by
Commission.

9.—(1) The Commission with the approval of the Lieutenant-Governor in Council may issue bonds, debentures or other securities of the Commission for any of the purposes set out in sections 3 and 4 and in such form, and containing such terms, and at such rate of interest and payable in such manner and at such time or times as the Lieutenant-Governor in Council may determine.

Provincial
guarantee
of bonds.

(2) Section 14c of *The Power Commission Act* shall apply to the bonds, debentures or other securities which may be issued by the Commission under the authority of subsection 1.

CHAPTER 22.

An Act to amend The Water Powers Regulation Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Water Powers Regulation Act, 1917*. Short title.

2. *The Water Powers Regulation Act, 1916*, is amended ^{6 Geo. V. c. 21,} by adding thereto the following section:— amended.

- 13.—(1) Where the inspector reports that the owner of a water power, Report of Inspector that owner is exceeding his rights as to development.
- (a) is diverting or using more water than such owner is entitled to divert or use; or
- (b) is developing or generating a greater amount of power in horsepower, than such owner is entitled to develop or generate; or
- (c) has installed works and equipment capable of developing or generating a greater amount of power in horsepower than such owner is entitled to develop or generate,

the Lieutenant-Governor in Council may appoint three commissioners, who shall be Judges of the Supreme Court of Ontario, to hold an enquiry under *The Public Enquiries Act*, and report to the Lieutenant-Governor in Council as to, Appointment of Commission. Rev. Stat. c. 18.

- (a) the quantity of water in cubic feet per second which such owner is entitled to divert or use;
- (b) the amount of power in horsepower which such owner is entitled to develop or generate;
- (c)

- (c) the extent, if any, by which the capacity of the works installed or equipped by the owner, exceeds the amount of power in horsepower which the owner is entitled to develop or generate; and
- (d) as to the price and terms and conditions upon which having regard to all the circumstances and to the rights of the owner as ascertained by the commissioners, the power to the extent of such excess should be delivered to the Hydro-Electric Power Commission of Ontario as hereinafter provided, and
- (e) as to such other matters connected with or arising out of the subject matter of the reference as they may deem expedient.

Where Commission finds that owner is exceeding his rights.

Order requiring delivery of surplus power to H.-E. P. Commission.

(2) If the Commissioners find that the owner is diverting or using more water than he is entitled to divert or use, or is developing or generating a greater amount of power in horsepower than he is entitled to develop or generate, or that he has installed and equipped works exceeding in capacity the amount of power which he is entitled to develop or generate, the Lieutenant-Governor in Council may order the owner to deliver to the Hydro-Electric Power Commission of Ontario, upon the date named in the order such amount of electrical power or energy as shall equal such excess as found by the report of the Commissioners, or to operate the works of the owner to their full capacity and to deliver such excess power to the Hydro-Electric Power Commission of Ontario.

Penalty for disobedience to order.

(3) If the owner refuses or neglects to deliver such power after notice in writing so to do, he shall incur a penalty of \$1,000 per diem for every day during which such neglect or default continues, to be recoverable by action in the Supreme Court at the suit of the Attorney-General of Ontario.

Other liabilities of owner not affected.

(4) Nothing in this section contained shall affect or diminish any duty or obligation as to payment of any penalty or rental to which the owner might otherwise be liable for exceeding the amount of power which he is entitled to develop or generate, and all such penalties may be collected and all such rentals shall be due and payable and the like proceedings may be taken by the Crown or by any commission or other public body from which the rights or franchises of the owner are derived, as if this Act had not been passed.

CHAPTER 23.

An Act respecting The Department of Agriculture.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Department of Agriculture Act, 1917.* Short title.

2. In this Act—

Interpretation.

(a) “Department” shall mean The Department of Agriculture. “Department.”

(b) “Minister” shall mean the Minister of Agriculture or that member of the Executive Council to whom, under the provisions of *The Executive Council Act*, the duties of Minister of Agriculture may be, from time to time, assigned. “Minister.”
Rev. Stat.
c. 13.

(c) “Regulations” shall mean regulations made by the Minister under the authority of this Act. “Regulation.”

3. The department of the Government of Ontario known as “The Department of Agriculture” is continued and shall be presided over by the Minister. Department of Agriculture continued.

4.—(1) The Lieutenant-Governor in Council may appoint one or more than one Deputy Minister of Agriculture and such other officers and clerks as he may deem necessary for the proper conduct of the business of the Department. Deputy Ministers.

(2) Each Deputy Minister of Agriculture shall act under the direction of the Minister and shall discharge such duties as may be assigned to him from time to time by the Regulations. Duties.

Commissioner of
Agriculture.

5.—(1) The Lieutenant-Governor in Council may appoint a Commissioner of Agriculture who shall hold office during pleasure.

Duties of
Commissioner.

(2) The Commissioner of Agriculture shall advise with, and make such recommendations to the Minister from time to time as he may deem advisable, having in view the encouragement, advancement and extension of agriculture in all its branches and the development of the resources of the Province, and with respect to all other matters coming under the direction and control of the Minister and shall, subject to the direction of the Minister, from time to time, investigate and report upon conditions affecting agriculture, and other industries connected with or appertaining to the administration of the Department, and the interests of those engaged in such industries.

General.

(3) The Commissioner of Agriculture shall perform such other duties as may be prescribed by the Minister or by the Lieutenant-Governor in Council.

Powers of
Minister.

6.—(1) Subject to the provisions of *The Executive Council Act*, the Minister shall have the direction and control of:

- (a) Administration of the laws relating to agriculture in all its branches.
- (b) The collection of statistics and the management of the Bureau of Industries.
- (c) The Ontario Agricultural College.
- (d) The Ontario Veterinary College,

and shall have and perform such other functions, duties and powers, as may be assigned or transferred to him by the Lieutenant-Governor in Council.

Acquiring
property.

(2) When authorized by the Lieutenant-Governor in Council, the Minister may acquire by purchase, lease or otherwise, land or buildings for the purposes of the Department.

Regulations.

(3) The Minister, subject to the approval of the Lieutenant-Governor in Council, may from time to time make regulations defining the duties and powers of the officers of the Department and for the better carrying out of the provisions of any Act relating thereto.

Appropriations and
expenditures.

7.—(1) Where an appropriation is made by the Legislature for or in respect of any matter under the management, direction or control of the Department or the Minister,
the

the same shall be expended by the Minister in accordance with the provisions of the Act regulating the same, or if there are no such provisions, in accordance with the directions of the Lieutenant-Governor in Council.

(2) Where any work of the Department is carried on elsewhere than at the seat of Government, the Minister may appoint such officers, clerks, servants and labourers as he may deem necessary, and may fix their salaries or other remuneration and shall designate the appropriation against which the same shall be charged, and such salaries and other remuneration shall be payable out of such appropriation accordingly.

8. Sections 2 to 7 of *The Department of Agriculture Act* and section 2 of *The Statute Law Amendment Act, 1916* are repealed, and sections 2 to 7 of this Act are substituted therefor.

Appoint-
ment and
remunera-
tion of
outside
officials.

Rev. Stat.
c. 45, ss.
2-7 and 6
Geo. V, c.
24, s. 2,
repealed.

CHAPTER 24.

An Act to amend The Tile Drainage Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 44, s.
2, subs. 1,
(4 Geo. V,
c. 18, s. 1;
6 Geo. V, c.
23, s. 1)
amended.

Limit of
amount
which may
be borrowed
by cor-
poration.

Rev. Stat.
c. 44, s. 10
(6 Geo. V,
c. 23, s. 2),
amended.

Limit of
investment
of Province
in tile
drainage
debentures.

1. Section 2 of *The Tile Drainage Act* as amended by section 1 of the Act passed in the fourth year of His Majesty's reign, chaptered 18, and by section 1 of the Act passed in the sixth year of His Majesty's reign, chaptered 23, is amended by striking out the figures "\$50,000" where they occur in the fourth line of subsection 1 and in the fourth line of subsection 2 and inserting in lieu thereof the figures "\$100,000."

2. Section 10 of *The Tile Drainage Act* as amended by section 2 of the Act passed in the sixth year of His Majesty's reign, chaptered 23, is amended by striking out the figures "\$500,000" where they occur in the third line and inserting in lieu thereof the figures "\$1,000,000."

CHAPTER 25.

An Act respecting Loans for Agricultural Purposes.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Farm Loans Act, 1917*. Short title.

2. In this Act Interpretation.

(a) "Prescribed form" shall mean form prescribed by "Prescribed form."
the regulations.

(b) "Regulations" shall mean regulations made by the "Regulations."
Lieutenant-Governor in Council under the authority of this Act.

(c) "Treasurer" shall mean Treasurer of Ontario. "Treasurer."

3.—(1) The Treasurer may loan money from time to time to the municipal corporation of any township upon the debentures of the township issued as hereinafter provided for the purpose of enabling the corporation of a township to advance money repayable by a special rate upon land held and used for farming purposes in the township. Loans to municipal corporations for farming purposes.

(2) Every such loan shall be for the erection of buildings and machinery, fencing, draining, clearing and other permanent improvements approved by the regulations or for such other purposes in aid of the farming industry as may be approved by the regulations but not more than one-half of any such loan shall be for any other purposes than permanent improvements. Objects of loans

4.—(1) The municipal council of a township which desires to avail itself of the provisions of this Act, may pass a by-law or by-laws in the prescribed form for borrowing from the Treasurer from time to time such sums of money By-laws for borrowing from treasurer.

as the council may deem advisable and for issuing debentures in the prescribed form from time to time payable to the Treasurer for the sums so borrowed.

How by-law
to be
passed.

(2) The by-law shall be passed at a regular meeting of the council or at a meeting specially called for the purpose and of which notice has been given at least four weeks previously by publication in some newspaper published in the county town or in some other municipality in the county and having a general circulation therein.

Certified
copy to be
filed in
treasury.

(3) After the passing of the by-law a copy thereof certified under the hands of the reeve and clerk and the corporate seal of the municipality, shall be forwarded to the Treasurer and shall be filed in the Treasury Department.

Inspectors.

(4) Where a council has passed a by-law under subsection 1, it shall appoint an inspector or two or more inspectors for the purposes of this Act, and any member of the council may be appointed and act as inspector.

Application
for loan.

5.—(1) Where the council of a township has passed a by-law, as provided in section 4, any persons being the owner in fee simple of lands held and used for farming purposes in the township may apply to the council in the prescribed form, for a loan for the purpose of making permanent improvements upon such lands.

Declaration
of appli-
cant.

(2) The application shall be accompanied by the statutory declaration of the applicant verifying the statements made in the application.

Considera-
tion of ap-
plication.

(3) Applications shall be considered by the council in the order in which they are received.

Loans not
to be
made to
members of
councils.

(4) No loan shall be made to any member of the council, but a person having borrowed from a municipality under this Act shall not by reason thereof be disqualified from being afterwards elected a member of the council.

Reference
to Inspector
and action
upon appli-
cation.

6.—(1) The council may refer the application to an inspector for a report upon the same or upon any particulars therein and the council shall dispose of each application by resolution approving or rejecting the same.

Resolution
approving
application.

(2) Where the council by resolution approves of the application the resolution shall state that upon the report of the inspector that the proposed improvements have been completed or that the purposes for which the loan is made have been carried out, the council will issue a debenture or debentures for the amount required and make an advance of the proceeds to the applicant.

7.—(1) Upon the report of the inspector that the permanent improvements described in the application have been properly completed the council may pass a by-law in the prescribed form for issuing a debenture or debentures in the prescribed form payable to the Treasurer of Ontario for the amount borrowed and interest thereon at such rate as may be fixed from time to time by the Lieutenant-Governor in Council.

By-law for
issue of
debentures.

(2) The debentures shall be payable in equal annual instalments of principal and interest during the currency thereof.

How
payable.

(3) The by-law shall provide for the levying of an annual special rate upon the lands therein described during the currency of the debentures to provide for the amount annually payable thereon and such rate shall be levied and collected and may be recovered in the same manner as other taxes due to the municipality.

Special
rate.

(4) Where the title of the applicant has been approved by the Treasurer, the council may make temporary advances to the applicant out of the general funds of the municipality pending the sale of the debenture or debentures as provided by section 10, and every such advance, with interest at the rate payable upon the debenture or debentures, shall be deducted from the amount payable to the owner out of the proceeds of the debenture or debentures.

Temporary
advances
pending
sale of
debenture.

8. The by-law, the application, the resolution approving the same and the by-law for levying the rate and such other particulars as may be required by the regulations shall be forwarded forthwith to the Treasurer.

By-law and
material to
be for-
warded to
Treasurer.

9.—(1) A copy of the by-law so certified shall be forwarded to the registrar in the registry division in which the lands are situate, or to the land titles office, if the lands are registered under *The Land Titles Act*.

Registra-
tion of
by-law.

(2) The registrar or local master of titles shall keep in his office a book in the prescribed form in which he shall enter the particulars of each by-law so received by him and shall register the same against the lands affected.

Book to be
kept by
registrar.

(3) The registrar or local master of titles shall furnish such abstracts of title and such other information and shall perform such duties with respect to the loan, and upon payment of such fees as the regulations may direct.

Abstracts,
etc., to be
furnished
by regis-
trar.

Issue of
cheque by
treasurer.

10.—(1) If the Treasurer upon examination of the material so forwarded is satisfied that the investment is a suitable one, the Lieutenant-Governor in Council upon a report of the Treasurer, may authorize the purchase of the debenture or debentures and the issuing of the cheque of the Treasurer of Ontario to the municipality for the amount of the loan less such fees and charges as may be prescribed by the regulations and the corporation of the township may thereupon advance the amount to the applicant.

Payments
to be made
out of and
into consoli-
dated revenue
fund.

(2) The sums advanced upon the security of a debenture issued under this Act shall be payable out of the consolidated revenue fund, and the amount payable annually upon any debenture under this Act shall be paid into the consolidated revenue fund.

Loan to be
a charge
on land.

11.—(1) Every loan made under this Act shall upon the registration of the by-law against the lands in the proper registry or land titles office constitute a first lien and charge upon the land described in the by-law for levying the special rate, but no loan shall be made to any applicant where the lands are mortgaged or otherwise encumbered without the consent in writing of the mortgagee or encumbrancer, whose mortgage or encumbrance is registered prior to the registration of such by-law.

Term of
loan.

(2) A loan made under this Act shall be repayable within such period as may be prescribed by the regulations.

Limit of
amount of
loan.

(3) A loan made under this Act shall not exceed in amount sixty per cent. of the assessed value of the land upon which the loan is to be charged.

Discharg-
ing loan.

12.—(1) Subject to the regulations, the owner of land, in respect of which money has been borrowed under this Act may at any time obtain the discharge of the indebtedness by paying to the treasurer of the municipality, the amount borrowed and the interest thereon at the rate of five per centum per annum, less any sum already paid on account of principal and interest, and the treasurer of the municipality shall forthwith transmit the amount so paid to the Treasurer of Ontario to be applied to the payment of the debentures of the municipality.

Certificate
of payment.

(2) Upon payment of his indebtedness the borrower shall be entitled to receive a certificate of payment in the prescribed form under the hands of the reeve and treasurer of the township and the corporate seal, and the treasurer shall forward a duplicate of such certificate to the registrar of the proper registry division to be deposited in the registry office

and

and the registrar shall make such entry of the payment against the entry of the by-law in the book to be kept under section 9, as may be prescribed.

13. The corporation of a township shall have an insurable Insurance. interest in all buildings, machinery and other property on any lands in the township charged with the repayment of money borrowed under this Act and may cause any policy or other contract of insurance on such property to be assigned to the corporation as security for the payments to be made under the by-law imposing the rate.

14.—(1) Every sum payable by a borrower to a corpora- Enforcing tion of a township under this Act shall be recoverable as payment a debt due from the borrower to the corporation. of loan.

(2) In addition to any other remedy which the corpora- Proceedings tion of a township may have for the recovery of moneys in default. loaned under this Act, where default in payment of any sum due in respect of a special rate imposed under this Act continues for a period of three months, the whole amount borrowed, with interest thereon at the rate of seven per centum per annum, shall become due and payable, and the corporation may take such proceedings for the sale of the lands described in the by-law imposing the rate, to satisfy the lien of the corporation, and may apply the proceeds of such sale in such manner as may be prescribed by the regulations.

15.—(1) Every debenture issued under this Act shall be Payments made payable on the first day of January and the amount to treasurer. payable for principal and interest in respect of any such debenture shall be remitted by the treasurer of the municipality to the Treasurer within one month after the same becomes payable together with interest at the rate of seven per centum per annum during the time of any default in payment.

(2) Every such debenture shall constitute a debt of the Debenture municipal corporation of the township to the Treasurer and to be a debt the Treasurer upon any default of payment may withhold any to the moneys payable by the Province to the corporation of the treasurer. municipality until the debt of the township is paid and satisfied.

(3) Every such debt may be recovered by the Treasurer Recovery by action against the municipal corporation in the manner by action provided by *The Municipal Act*, in the case of any debt for which judgment may be recovered against a municipal corporation.

Debentures
not
open to
question
after
purchase.

(4) After the purchase of any debenture by the Treasurer of Ontario, the debentures shall not be questioned in any court and shall be valid and binding according to the terms thereof.

Regulations. **16.** The Lieutenant-Governor in Council may make regulations:—

(1) Prescribing forms to be used for the purposes of this Act;

(2) Fixing the fees and costs chargeable in respect of filings, searches and other matters connected with the loan;

(3) Requiring information as to the value of land and other particulars from the treasurer and clerk of the municipality;

(4) Prescribing the mode of registration and the procedure by the registrar with respect to by-laws registered under this Act;

(5) Prescribing the classes of improvements and other objects for which loans may be provided and the periods within which loans for particular purposes shall be repayable;

(6) Prescribing the terms and conditions upon which loans may be paid off and discharged before the expiration of the term of the debentures;

(7) Regulating the duties and procedure of inspectors with respect to applications for loans and the form of the inspectors' reports thereon and the fees payable by the applicant for a loan;

(8) Providing for the inspection annually or otherwise of land charged with the repayment of a loan by the inspector of the township;

(9) Providing for the procedure to be followed in the Treasury Department and the duties of the officers thereof with respect to applications under this Act;

(10) Requiring returns to be made of the councils of officers of townships borrowing money under this Act;

(11)

(11) Prescribing the procedure to be taken by a municipal corporation where default has been made in payment of any sum due from a borrower and the corporation desires to enforce its lien by the sale of the lands charged;

(12) Generally, for the better carrying out of the provisions of this Act.

17. This Act shall come into force on and from a day to be named by the Lieutenant-Governor in Council by his proclamation. Act to come into force on proclamation.

CHAPTER 26.

An Act to amend The Horticultural Societies Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 48,
s. 6 (1),
amended.

1. Subsection 1 of section 6 of *The Horticultural Societies Act*, is amended by adding after the word "town" in the first line the word "township."

Rev. Stat.
c. 48,
s. 7
amended.

2. The clause lettered "a" in section 7 of *The Horticultural Societies Act* is amended by adding at the end thereof the words "and in the case of a township 25 members."

CHAPTER 27.

The Statute Law Amendment Act, 1917.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 2 of *The Territorial Division Act* is amended by adding at the end of Division VIII relating to the County of Essex the following words:—

Rev. Stat.
c. 3, s. 2,
amended.

Middle Sister Island; North Harbour Island; East Sister Island, Hen Island; Big Chicken Island; Little Chicken Island and Middle Island shall form part of the Township of Pelee.

Certain
islands in-
cluded in
Township
of Pelee.

2. Section 14 of *The Ontario Voters' Lists Act* is amended by adding the following subsection:—

Rev. Stat.
c. 6, s. 14,
amended.

(6) When holding sittings elsewhere than in the county or district town, the Judge shall be entitled to be paid such travelling and other expenses as may be allowed by the Lieutenant-Governor in Council by an Order in Council heretofore or hereafter made in that behalf, and the accounts of the Judge for such travelling and other expenses shall be audited and allowed by the Auditor of Criminal Justice Accounts, whose audit shall be final.

Payment
of Judges'
expenses.

3. Subsection 3 of section 209 of *The Ontario Election Act* is repealed and the following substituted therefor:—

Rev. Stat.
c. 8, s. 209,
ss. 3,
repealed.

(3) The fees, expenses and disbursements payable to the returning officer or to any other person under this Act shall be audited, taxed and allowed by the Auditor of Criminal Justice Accounts at Toronto or such other officer as may be designated for that purpose by the Lieutenant-Governor, and

Taxation
of fees.

and the amount certified by him shall be paid to the returning officer by the Treasurer of Ontario out of the Consolidated Revenue Fund and shall be disbursed by the returning officer to the officers and persons entitled to the same and he shall account therefor and report to the Provincial Secretary.

Audit of auditor of criminal justice accounts to be final.

- (4) The audit and taxation of the Auditor of Criminal Justice Accounts shall be final.

Rev. Stat. c. 17, s. 8, amended.

4. Section 8 of *The Public Officers Fees Act* is amended by adding thereto the following subsection:—

Returns to be made within thirty days.

- (2) In case of the death, resignation or removal from office of an officer, a like return as that mentioned in subsection 1 shall be made by such officer or his legal representative for the portion of the year during which he held office, and in all cases where during the year the office has been in charge of more than one person a like return shall be made by each such person for the portion of the year he had charge of the office: all such returns shall be made within thirty days from the day on which the officer ceased to hold the office.

Rev. Stat. c. 17, amended.

5. *The Public Officers Fees Act* is further amended by the addition of the following section:—

Percentages computed on a yearly basis.

- 12.—(1) The allowances and percentages in this Act are hereby declared to be, and to have been, upon a yearly basis, and shall be made and computed upon the net income of the office or offices for the whole of the calendar year, and this whether or not the office or offices were held by one person or more than one person during the said year.

Percentage to more than one person.

- (2) Where more than one person has held the office or offices in any calendar year each of such persons shall pay an aliquot part of the percentage payable for the year, based upon the portion of the year during which he was in office and the amount of fees earned during such period.

Commencement of section.

- (3) This section shall be deemed to have been in force since the 1st day of January, 1916.

6.—(1) Section 3 of *The Audit Act* as amended by sub-<sup>4 Geo. V.
c. 21, s. 8,
amended.</sup> section 1 of section 6 of *The Statute Law Amendment Act, 1914*, is amended by striking out the figures “\$4,500” in the third line and inserting in lieu thereof the figures “\$5,000.”

(2) The amendment made by subsection 1 shall take effect<sup>When to
take effect.</sup> as from the 31st of October, 1916.

7. Subsection 1 of section 6 of *The Succession Duty Act, 1915*, is amended by striking out the word “or” in the seventh line thereof and inserting after the word “daughter-in-law” in the last line thereof the words “father, mother, brother or sister.”<sup>5 Geo. V.
c. 7, s. 6,
ss. 1,
amended.</sup>

8. The clause lettered “c” in section 6 of *The Succession Duty Act* as enacted by *The Succession Duty Act, 1914*, and amended by *The Succession Duty Act, 1915*, is amended<sup>4 Geo. V.
c. 10.
5 Geo. V.
c. 7, s. 2,
ss. 3,
amended.</sup> by striking out the words “unless such person is a member of a class and the whole value of the property passing to such class exceeds \$600.”

9.—(1) Notwithstanding the provisions of sections 32<sup>Vacancies
in Assembly
caused
by death.
Rev. Stat.
c. 11.</sup> and 34 of *The Legislative Assembly Act*, a writ shall not be issued for the election of a member to fill a vacancy in the Assembly caused by the death of a member, until the Lieutenant-Governor in Council shall so direct.

(2) Subsection 1 shall remain in force during the con-<sup>Duration
of subs. 1.</sup> tinuance of the present war.

10. To remove doubts it is declared:—

That the Lieutenant-Governor in Council has and always has had, authority to appoint the librarian and other officers, clerks and servants of the Legislative Library, but this shall not affect the validity of any such appointment heretofore made by the Speaker of the Assembly upon the temporary or permanent staff of the Legislative Library.

<sup>Appointment
of librarian
and officers
to the
Legislative
Library.</sup>

11. Where the Assembly has adopted the report of the Printing Committee of the Assembly recommending the purchase of any publication for the use of the members of the Assembly or for other persons such work may be purchased by the Treasurer of Ontario and distributed according to the recommendations of the report, and the cost thereof shall be paid out of any sum appropriated by the Legislature for stationery, printing and binding.<sup>Payment
for books
ordered by
printing
committee.</sup>

Rev. Stat.
c. 14, s. 17,
amended.

12. Section 17 of *The Public Service Act* is amended by adding thereto the following subsections:—

Increases
in salaries
of persons
employed in
public
service who
have gone
overseas.

(4) Where an officer, clerk or servant in the public service has been granted leave of absence with salary, or with part salary, in order that he may serve in any capacity with the military or naval forces of Canada or Great Britain, or of any of Great Britain's allies in the present war, any increase in salary granted to such officer, clerk or servant shall be deemed to take effect and shall be payable to him as from the first day of November in the fiscal year during which such increase is granted.

Application
of subs. 4.

(5) Subsection 4 shall apply whether the salary of such officer, clerk or servant is voted by the Assembly, or is fixed by Order-in-Council, and whether such salary or other remuneration is payable out of the sums appropriated by the Legislature for the public service, or out of any statutory appropriation or otherwise.

Rev. Stat.
c. 38, s. 27,
repealed.

13. Section 27 of *The Temiskaming and Northern Ontario Railway Act* is repealed and the following section substituted therefor:—

Expendi-
tures for
construction
chargeable
upon Con-
solidated
Revenue
Fund.

27. All expenditures for the construction of the railway and works shall be chargeable upon the consolidated revenue fund and the Lieutenant-Governor in Council, notwithstanding anything in this or in any other Act, may from time to time and upon such terms and conditions as he may prescribe advance to the Commission such monies as from time to time may be required for construction purposes. This section shall be deemed to have been in force and to have taken effect as from the 12th day of May, 1905.

Lieutenant-
Governor
in Council
may make
advances
for con-
struction
purposes.

Rev. Stat.
c. 47, s. 24,
subs. 2,
repealed.

14. Subsection 2 of section 24 of *The Agricultural Societies Act* is repealed and the following substituted therefor:—

Allowance
where gate
receipts
reduced by
weather.

If the Superintendent, on or before the thirty-first day of October in any year, receives proof by the joint affidavit of the president, secretary and treasurer of an Agricultural Society that rain or snow has fallen at the place of holding an exhibition before three o'clock in the afternoon on any day during which such exhibition was held, or if during such exhibition or within thirty days previous to same one or more build-
ings

ings on the exhibition grounds have been destroyed by fire or storm, and upon the Superintendent being satisfied that as a consequence of such weather or fire conditions the gate receipts were less than the average of three previous normal years of holding the exhibition, such society shall be entitled to receive a grant from the fund provided therefor equal to seventy-five per centum of the difference between the gate receipts of the current year and the average of the gate receipts of three previous normal years, but the amount to be paid to any one society shall not exceed three hundred dollars and the total amount so paid to all societies shall not exceed ten thousand dollars.

15. Notwithstanding anything* contained in *The Agricultural Societies Act*, the Society known as the "Cottam Agricultural Society" is hereby declared to be an Agricultural Society under the provisions of *The Agricultural Societies Act* and to have all the rights and privileges of an Agricultural Society under the said Act. Cottam Agricultural Society. Rev. Stat. c. 47.

16. Section 22 of *The Queen Victoria Niagara Falls Park Act* is amended by striking out the figures "1917" in the fifth line thereof and substituting the figures "1919." Rev. Stat. c. 50, s. 22, amended.

17. Section 16 of *The Judicature Act* is amended by adding the following clause thereto:— Rev. Stat. c. 56, s. 16, amended.

- (i) When debenture holders are entitled to a charge by virtue of a trust deed and under the terms of the trust deed the debenture holders or a majority of them have power to sanction the sale or exchange of the mortgaged premises for a consideration other than cash, the Court shall have power in any action brought for the purpose of realising upon such mortgage or the execution of the trusts to sanction any such sale, first ascertaining that it has the approval of the requisite number or proportion of debenture holders and to give the necessary directions for the purpose of carrying the same into effect and to direct the trustee to exercise all or any of the powers conferred by the trust deed. Sanction of Court to sale under mortgage securing debentures.

18. Subsection 5 of section 106 of *The Judicature Act* is repealed and the following substituted therefor:— Rev. Stat. c. 56, s. 106, ss. 5, repealed.

Trust corporation
may be
employed

The Judges of the Supreme Court or the Finance Committee may employ a Trust Company to make the investments of money paid into Court or as custodian of the securities representing investments of such money, on such terms and conditions as may be agreed on.

Rev. Stat.
c. 56, s. 106,
amended.

19. Section 106 of *The Judicature Act* is amended by adding the following subsection:—

Investment
of Court
funds.

(6) When an amount exceeding \$50,000 is in Court to the credit of an account for investment the Accountant may, if so directed by the Finance Committee, notwithstanding any order for payment out of Court, withhold payment for three months to enable him to realize upon the securities in which money in Court is invested.

Rev. Stat.
c. 53, s. 53,
amended.

20. Section 53 of *The Division Courts Act* is amended by adding the following subsection thereto:—

Delegation
of authority
by Inspector.

(2) The Inspector, with the approval of the Lieutenant-Governor in Council may delegate to any clerk or officer in his office any power or duty conferred or imposed upon the Inspector under this Act, and for such purpose every such person shall have and may exercise all the powers of the Inspector.

Rev. Stat.
c. 87, s. 3,
amended.

21. Section 3 of *The Justices of the Peace Act* is amended by adding thereto the words “and as such *ex officio* justice shall have power to do alone whatever is authorized to be done by two or more justices of the peace.”

Rev. Stat.
c. 89, s. 8,
amended.

22. Section 8 of *The Public Authorities Protection Act* is amended by adding thereto the words, “or against the informant or any officer acting thereunder or under any warrant issued to enforce such conviction or order.”

Rev. Stat.
c. 90,
amended.

23. *The Ontario Summary Convictions Act* is amended by adding thereto the following section:—

13.—(1) The fees mentioned in the tariff set out in Schedule “A” to this Act and no others shall be and constitute the fees to be taken on proceedings before justices of the peace under this Act.

Tariff of
fees to be
taken by
Justice of
the Peace.

(2) *The Ontario Summary Convictions Act* is amended by adding thereto the following as Schedule “A”:—

Fees

Fees to be taken by Justices of the Peace or their clerks, on proceedings under *The Summary Convictions Act*:—

1. Information or complaint and warrant or summons....	\$1 00
2. Warrant where summons issued in first instance.....	25
3. Each necessary copy of summons or warrant	10
4. Each summons or warrant to or for a witness or witnesses, (only one summons to each side to be charged for in each case, which may contain any number of names. If the justice of the case requires it, additional summonses shall be issued without charge)...	10
5. Information for warrant for witness and warrant	1 00
6. Each necessary copy of summons or warrant for witness	10
7. For every recognizance	25
8. For hearing and determining case	1 50
9. If case lasts over two hours	2 00
10. Where one Justice alone cannot lawfully hear and determine the case, the same fee for hearing and determining to be allowed to the associate Justice.	
11. For each warrant of distress or commitment.....	25
12. For making up record or conviction or order where the same is ordered to be returned to sessions or on certiorari	1 00
But in all cases which admit of a summary proceeding before a single Justice and wherein no higher penalty than \$20 can be imposed, there shall be charged for the record of conviction not more than	50
13. For travelling to hear case and returning therefrom for convenience of parties and witnesses, actual travelling expenses not exceeding for going and coming, per mile	15
14. For copy of any other paper connected with the case, and the minutes of the same if demanded, per folio of 100 words	05
15. For bill of costs when demanded to be made out in detail	10

(Items 14 and 15 to be chargeable when there has been an adjudication).

24. Section 3 of *The Crown Witnesses Act* is amended by adding the following subsection:—

Rev. Stat.
c. 97, s. 3,
amended.

- (2) The Judge may include in his Order such sum in addition to ordinary witness fees as he may deem reasonable and sufficient to compensate any witness by whom a plan has been prepared or any other article furnished or work done for use at the trial for his costs and charges in preparing such plan or other article or doing such work and such allowance shall be paid as herein provided with regard to other witnesses.

Compensation
to
witnesses.

25. Section 18 of *The Registry Act* is amended by adding the following subsection:—

Rev. Stat.
c. 124, s. 18,
amended.

- (5) The council of any county may by by-law authorize the closing on Saturday of any Registry office within the county at one o'clock in the afternoon, and while such by-law is in force, no instrument

Closing
registry
offices on
Saturday
afternoon.

instrument shall be received on Saturday for registration in such Registry Office after the said hour, and the registrar shall post up a copy of the said by-law in a conspicuous place in the Registry Office.

Rev. Stat.
c. 124, s. 99,
ss. 5,
amended.

26. Subsection 5 of section 99 of *The Registry Act* is amended by striking out the words "Provincial Secretary" and substituting therefor the word "Inspector."

Rev. Stat.
c. 124, s. 106,
ss. 2,
amended.

27. Subsection 2 of section 106 of *The Registry Act* is amended by striking out the words "Provincial Secretary" in the ninth line thereof and substituting therefor the word "Inspector."

Rev. Stat.
c. 183, s. 2,
para. 13, 16,
amended.

28.—(1) Paragraphs 13 and 16 of section 2 of *The Ontario Insurance Act* are amended by adding at the end of each of the said paragraphs, the words "and shall not include any person, firm or corporation mentioned in subsection 2a."

Rev. Stat.
c. 183,
amended.

(2) *The Ontario Insurance Act* is amended by adding thereto the following section:—

2a. A person, firm or corporation which insures its property with, or insures the property of, other persons, firms or corporations, where such insurance is reciprocal and for protection only and not for profit, shall not be deemed to be a company, corporation or insurance corporation within the meaning of this Act, provided that such insurance is effected outside of Ontario and without any solicitation whatsoever in Ontario, directly or indirectly.

Rev. Stat.
c. 183, s. 169,
ss. 4,
amended.

29. Subsection 4 of section 169 of *The Ontario Insurance Act* is amended by adding thereto the following words: "or to an insurance effected on the life of a child under ten years of age which limits the payment on the death of the child to the premiums that have been paid, with interest."

Rev. Stat.
c. 184, s. 94,
amended.

30. Section 94 of *The Loan and Trust Corporations Act* is amended by adding thereto the following subsections:—

Transfer
of shares,
under
letters
probate,
etc., issued
out of
Ontario.

(3) If the transmission takes place by virtue of any testamentary act or instrument, or in consequence of an intestacy, the probate of the will or letters of administration, or testamentary, or other judicial or official document under which the title, whether beneficial or as trustee, or the administration or control of the personal

personal estate of the deceased shall purport to be granted by any court or authority in the Dominion of Canada or in Great Britain or Ireland, or any other of His Majesty's Dominions or in any foreign country or an authenticated copy thereof or official extract therefrom, shall, together with the declaration, be produced and deposited with the manager, secretary-treasurer or other officer named by the directors for the purpose of receiving the same, and such production and deposit shall be sufficient justification and authority, to the directors for paying the amount or value of any dividend, coupon, bond, debenture, obligation or share or transferring or consenting to the transfer of any bond, debenture or obligation or share in pursuance of and in conformity to such probate, letters of administration or other such document as aforesaid, provided that no such transfer shall be valid until the same has been assented to by the Solicitor to the Treasury of Ontario.

- (4) Any corporation allowing such transfer without the said consent shall be liable to the penalty imposed by section 10 of *The Succession Duty Act*. Penalty for making transfer without consent.

31. Subsection 2 of section 234 of *The Ontario Railway Act*, as amended by section 40 of *The Statute Law Amendment Act, 1914*, is amended by adding at the end thereof the following: "or to the London Street Railway Company in the operation of that part of its existing line lying in the Township of London between the north limits of the City of London and Broughs Bridge." Rev. Stat. c. 135, s. 234, ss. 2, amended.

32. Section 8 of *The Hydro-Electric Railway Act, 1916*, is amended by inserting after the words "*The Municipal Act*," in the first line, the words "or in any other general or special Act" and by adding at the end of the said section the words "or by any other general or special Act." 6 Geo. V, c. 37, s. 5, amended.

33.—(1) Section 7 of *The Municipal Arbitrations Act* is amended by inserting after the word "and" in the third line the words "subject to section 347 of *The Municipal Act*." Rev. Stat. c. 199, s. 7, amended.

(2) The amendment made by subsection 1 shall not in any way affect or apply to the rights of any person under an award heretofore made. Amendment not to apply to awards heretofore made.

Rev. Stat.
c. 236, s. 3,
amended.

34. Section 3 of *The Theatres and Cinematographs Act* is amended by inserting after the word "licensing" where it first appears in said section the words "Theatres and the."

Rev. Stat.
c. 236, s. 7,
ss. 1
amended.

35. Subsection 1 of section 7 of *The Theatres and Cinematographs Act* is amended by striking out the words "In advance" in the fifth line and inserting in lieu thereof the words "In such manner as may be fixed by regulation."

Rev. Stat.
c. 262,
s. 9 (2),
amended.

36. Subsection 2 of section 9 of *The Ontario Game and Fisheries Act* as enacted by section 5 of the Act passed in the sixth year of His Majesty's reign, chaptered 60, is amended by adding the words "or to hunting or trapping foxes or wolves."

Rev. Stat.
c. 262,
amended.

37. *The Ontario Game and Fisheries Act* is amended by adding at the end thereof the following section:—

Regulations
varying
statutory
provisions to
conform to
treaties.

66.—(1) For the purpose of giving effect to any treaty which has heretofore been, or may hereafter be entered into between His Majesty the King and the United States of America, or to any convention or agreement entered into between His Majesty the King or the Government of Canada or of the Province of Ontario and the United States of America, or any public body in the United States of America authorized in that behalf, the Lieutenant-Governor in Council may make such regulations as may be deemed proper,

(a) for fixing or changing the seasons during which any class of birds or animals may be taken, killed or had in possession, by any person in Ontario;

(b) for prescribing the periods during which any such bird or animal shall not be taken, killed or had in possession by any person in Ontario;

(c) for prohibiting or regulating the purchase, sale or traffic in any class of birds or animals;

(d) for making such changes in other respects in the provisions of this Act or of *The Protection of Birds Act* as may be deemed necessary to give effect to any such treaty, agreement or convention; and

(e)

Rev. Stat.
c. 263.

(e) generally for carrying out and securing the performance of the terms of any such treaty, agreement or convention.

- (2) Where any regulation made under the provisions of this section is inconsistent with any provision of this Act or of *The Protection of Birds Act*, such provisions shall be deemed to be superseded by the regulations to the extent which is necessary to give effect thereto.
- Regulations to supersede statutes.

38. The clause lettered *c* in subsection 1 of section 6 of *The Department of Education Act* is amended by striking out all the words after the word "the" where it occurs for the second time in the second line of the said clause, and inserting in place thereof the words "Boards of Public and Separate School Trustees upon the warrants of Public and Separate School Inspectors respectively."

Rev. Stat. c. 265, s. 6, ss. 1, clause c, amended.

39.—(1) The clause lettered *l* in subsection 1 of section 6 of *The Department of Education Act*, is amended by adding after the word "libraries" where it first occurs in the twelfth line, the words "library schools including the expenses of students in attendance thereat."

Rev. Stat. c. 265, s. 6, amended.

40.—(1) The clause lettered *n* in subsection 1 of section 6 of *The Department of Education Act*, is amended by inserting after the word "of" in the first line the words "the experience and" and inserting after the word "of" in the third line the word "experience" and striking out the words "or experienced" in the fourth line of the said clause.

Rev. Stat. c. 265, s. 6, ss. 1, clause n, amended.

(2) The said subsection 1 of section 6 is amended by adding after the clause lettered *n* the following clause:—

Rev. Stat. c. 265, s. 6, subs. 1, amended.

(*nn*) To grant certificates of qualification as teachers and instructors in the Ontario School for the Blind and the Ontario School for the Deaf, to such persons as he may deem to be from their experience and general attainments, qualified to receive such certificate.

Certificates to whom granted.

41. Section 15 of *The Public Schools Act* is amended by adding thereto the following subsection:—

Rev. Stat. c. 266, s. 15, amended.

(6) The council of a county at the request of a majority of the councils of the townships in the county for a readjustment of the boundaries of sections in counties.

the

the school sections in the townships of the county, shall appoint arbitrators, as provided by section 21.

Time limit
not to
prevail.

- (7) The arbitrators shall take action and make their award and the same may be put into effect notwithstanding any time limit that may not have expired in connection with the operations of previous awards or changes of boundaries.

Re-adjust-
ment of
boundaries
of school
section in
township.

- (8) The council of a county may, in like manner, appoint arbitrators at the request of the council of any township in the county, to readjust the boundaries of the school sections in the township.

Rev. Stat.
c. 266,
s. 21, ss. 20,
clause *a*,
amended.

4 Geo. V,
21.

- 42.** The clause lettered "*a*" in subsection 20 of section 21 of *The Public Schools Act* as amended by section 56 of *The Statute Law Amendment Act, 1914*, is amended by inserting after the word "between" in the third line the words "a village or."

Rev. Stat.
c. 266,
s. 53, ss. 1,
amended.

- 43.** Subsection 1 of section 53 of *The Public Schools Act* is amended by striking out the word "seven" in the fifth line and inserting in lieu thereof the word "eight."

Rev. Stat.
c. 266,
s. 54, ss. 6,
amended.

- 44.** Subsection 6 of section 54 of *The Public Schools Act* is amended by striking out the words "at seven o'clock" in the first line.

Rev. Stat.
c. 266,
s. 63,
amended.

- 45.** Section 63 of *The Public Schools Act* is amended by adding the following as subsection 3:—

Appointment
of trustees
on failure of
qualified
persons.

- (3) Where the inspector reports that no persons duly qualified are available, the Minister may appoint, as members of a board, such persons as he may deem proper and the persons so appointed shall have all the authority of a board as though they were eligible and duly elected according to the provisions of the Act.

Rev. Stat.
c. 266,
s. 101, ss. 1,
clause *g*,
amended.

- 46.** The clause lettered "*g*" in subsection 1 of section 101 of *The Public Schools Act* is amended by adding after the word "legislative" in the second line the following words, "grant and to order the withholding of the" and striking out the word "or" in the second line.

4 Geo. V,
c. 21, s. 58,
amended.

- 47.** Section 58 of *The Statute Law Amendment Act, 1914*, is amended by adding thereto the following subsection:—

- (3) The continuation school mentioned in subsection 1 hereof shall not be discontinued without the approval of the Ontario Railway and Municipal Board.

Continuation school in West Nissouri not to be discontinued without approval of Railway and Municipal Board.

48.—(1) Section 39 of *The Statute Law Amendment Act, 1916*, is repealed and notwithstanding the enactment of the said section, section 5 of *The School Law Amendment Act, 1915*, shall be deemed to have come into force and taken effect on and from the 8th day of April, 1915.

6 Geo. V, c. 24, s. 39, repealed.

(2) Where a by-law has been passed by the Council of a county, under subsection 2 of section 6 of *The High Schools Act*, before the enactment of section 5 of *The School Law Amendment Act, 1915*, for the alteration of the boundaries of the district of a high school under section 12 of *The Continuation Schools Act*, such by-law shall be deemed to have come into operation on the 1st day of January, 1917, but nothing in this section contained shall affect or impair the right to collect and recover all unpaid rates and requisitions made or levied prior to said last mentioned date.

Rev. Stat. c. 268.

5 Geo. V, c. 43.

Rev. Stat. c. 267.

49. Subsection 2a of section 47 of *The High Schools Act* is amended by adding after the word "county" in the first line the words "city or separated town" and adding after the word "council" in the second line the words "of the county, city or town" and striking out the word "county" in the second and third lines.

Rev. Stat. c. 268, s. 47, ss. 2a, amended.

Board of examiners.

50. Subsection 4 of section 5 of *The Boards of Education Act* is amended by striking out the words "passing of the resolution mentioned in section 4" in the second and third lines and inserting in place thereof the words "obtaining of the consent of the ratepayers as provided in subsection 3 of section 4."

Rev. Stat. c. 269, s. 5, ss. 4, amended.

51. Subsection 1 of section 54 of *The Separate Schools Act* is amended by striking out the words "subject to appeal as provided by this Act" at the end of the subsection and inserting in lieu thereof the words "as provided by section 105 of *The Public Schools Act*."

Rev. Stat. c. 270, s. 54, subs. 1, amended.

Rev. Stat. c. 266.

52. Subsection 12 of section 7 of *The Truancy Act* as enacted in section 62 of *The Statute Law Amendment Act, 1914*, is amended by striking out the words "section 29" in the sixth line and inserting in lieu thereof the words "section 33."

Rev. Stat. c. 274, s. 7, ss. 12, as amended by 4 Geo. V, c. 21, s. 62, amended.

Rev. Stat.
c. 274,
s. 7a, as
amended by
4 Geo. V.
c. 21, s. 63,
amended.

53. Section 7a of *The Truancy Act* as enacted by section 63 of *The Statute Law Amendment Act, 1914*, is amended by striking out the words "subsection 1 of section 29" in the fifth and sixth lines and inserting in lieu thereof the words "subsection 1 of section 33."

Rev. Stat.
c. 274,
s. 11, ss. 1,
amended.

54. Subsection 1 of section 11 of *The Truancy Act* is amended by inserting after the word "separate" in the second line, the words "and technical" and striking out the word "and" in the first line.

Rev. Stat.
c. 276,
s. 7, ss. 1,
clause (b),
sub-clause
(1)
amended.

55. The sub-clause numbered (i) to clause b in subsection 1 of section 7 of *The Industrial Education Act* is amended by striking out the word "commercial" in the second line and inserting in place thereof the word "agricultural."

Rev. Stat.
c. 298,
s. 16, subs. 1,
amended.

56.—(1) Subsection 1 of section 16 of *The Sanatoria for Consumptives Act*, as amended by section 45 of *The Statute Law Amendment Act, 1916*, is amended by striking out the figures "\$1.00" after the word "than" in the fifth line and inserting in lieu thereof the figures "\$1.25."

Rev. Stat.
c. 298,
s. 16, subs. 2,
amended.

(2) Subsection 2 of the said section as so amended is amended by striking out the figures "\$1.00" in the sixth line and inserting in lieu thereof the figures "\$1.25."

Rev. Stat.
c. 298,
s. 24,
amended.

(3) Section 24 of *The Sanatoria for Consumptives Act*, as enacted by section 45 of *The Statute Law Amendment Act, 1916*, is repealed and the following substituted therefor:—

Limit of
charges to
municipal-
ties.

24. No sanatorium shall charge against a municipal corporation for the maintenance of an indigent patient a higher rate than \$1.25 per day.

Rev. Stat.
c. 300, s. 24,
amended.

57. Section 24 of *The Hospitals and Charitable Institutions Act* is amended by striking out the words "one dollar per day" at the end of the section and substituting therefor the words "\$1.25 per day."

5 Geo. V.
c. 16, s. 3,
amended.

58. Section 3 of *The Highway Improvement Act, 1915*, is amended by numbering the present section as subsection 1 and by adding the following subsections:—

Obtaining
gravel for
county
purposes.

(2) Notwithstanding anything in *The Municipal Act* contained the engineer or road superintendent may, without the passing of a by-law or resolu-

tion

tion by the council of the county, apply to the owner of any gravel land or gravel pit in the county for gravel for county purposes.

- (3) The engineer or road superintendent shall state in his application the price per cubic yard of such amount of gravel as he may require. Application to state price offered.

- (4) If the owner does not, within three days after receiving such application, agree with the engineer or road superintendent to sell the gravel and as to the price at which the same shall be sold, the engineer or road superintendent may, upon seven days' notice in writing to the owner, apply to the county judge in the county in which the gravel is situate, for an order fixing the price to be paid for the gravel, and the judge upon such application and upon hearing such evidence as he deems necessary, may fix the price per cubic yard to be paid for the gravel and may order and direct that upon the payment or tendering of the price so fixed, the engineer or road superintendent, by his servants or agents, may enter upon the lands of the owner and take the gravel so required. Application to County Judge to fix price.

- (5) *The Judges' Orders Enforcement Act* shall apply to any application or order made under this Act. Rev. Stat. c. 79.

- (6) There shall be an appeal from the order of the judge of the county court to the Appellate Division of the Supreme Court, whose decision shall be final. Appeal.

59. Notwithstanding anything contained in section 14 of *The Mortgagees' and Purchasers' Relief Act, 1915*, or in section 3 of the Act passed in the sixth year of His Majesty's reign, chaptered 27, all the other provisions of the said Act shall continue in force and have effect until the expiration of thirty days from the close of the next Session of the Legislature to be held hereafter. Extension of 5 Geo. V. c. 22.

60. *The Soldiers' Aid Commission Act* is amended by adding thereto the following sections:— 6 Geo. V. c. 3, amended.

- 7a.—(1) The Commission may receive, administer and dispose of gifts, devises and bequests for the benefit of persons belonging to any of the classes mentioned in section 4. Commission authorized to receive and administer gifts, etc.

Where be-
quest would
otherwise be
void for un-
certainty.

(2) Where by the will of any person dying before or after the passing of this Act, a devise or bequest is made to or for the benefit of any class of persons mentioned in section 4, or for any object within the powers of the Commission, or for any like purpose, and such devise or bequest is or may be held to be void for uncertainty as to the persons entitled to receive the same, or as to the object to which the same may be applied, the Commission shall be the beneficiary and shall be entitled to receive, administer and dispose of the same, in such manner as the Commission may deem expedient.

Acquiring
lands for
cemetery
purposes.

7b. The Commission may acquire lands by purchase or expropriation or otherwise, for the purposes of a cemetery for the burial of persons belonging to any of the classes mentioned in section 4 and with respect to such cemetery shall possess all the powers of an owner of a cemetery under *The Cemetery Act*.

Rev. Stat.
c. 261.

6 Geo. V,
c. 4, s. 2,
amended.

61. Section 2 of *The Organization of Resources Act* is amended by striking out the words therein after the word "committee" in the ninth line and substituting therefor the following:—

Objects of
committee.

"To aid in securing the conservation, utilization and organization of the resources of Ontario for the successful prosecution of the war, and to secure the maintaining and increasing of the agricultural and industrial production of Ontario, and the better development of the natural and other resources of the province during the war and thereafter, and the committee shall be known as the Organization of Resources Committee, hereinafter called "the Committee."

6 Geo. V,
c. 4, s. 6,
amended.

62. Section 6 of *The Organization of Resources Act* is amended by adding thereto the following subsections:—

Honorarium
to member
absent
from usual
occupation.

(2) A member of the committee who is not a member of the Assembly and whose duties as a member of the committee require his absence from his usual occupation may be paid an honorarium not exceeding \$5 per diem for the period of such absence, as the committee may direct.

(3)

(3) The committee may employ such temporary clerical expert and other assistance as they may require from time to time and may fix and pay the remuneration and expenses of any person so employed.

Temporary
help.

(4) The payments provided for by subsections 1 to 3 shall be made by the Treasurer of Ontario upon the certificate of the chairman, approved by the treasurer, and the certificate shall be the final authority for the payment and shall not be subject to any further revision or audit.

Authority
for pay-
ments.

63. *The Organization of Resources Act* is amended by adding thereto the following section:—

6 Geo. V.
c. 6,
amended.

(9) The committee may appoint from among its members an executive committee to exercise and perform such powers and duties in carrying out the objects of this Act as the committee, by resolution, may prescribe.

Executive
committee.

64. Section 4 of *The Amusements Tax Act*, is amended by inserting the words, "or otherwise" after the word "tickets" in the second line thereof, and by adding the words "or tax collected" after the word "tickets" in the fourth line thereof.

6 Geo. V.
c. 9, s. 4,
amended.

65. Section 10 of *The Amusements Tax Act* is amended by adding at the end thereof, "and may make regulations for an allowance for tax tickets burned, spoiled or rendered useless or unfit for the purpose intended, or for which the owner may have no immediate use."

6 Geo. V.
c. 9, s. 10,
amended.

66. Section 6 of *The Northern and North-Western Ontario Development Act, 1916*, is amended by inserting after the word "dues" in the eleventh line thereof of the following words, "or for assurance fees."

6 Geo. V.
c. 11, s. 6,
amended.

67. Chapter 24 of the Annual Volume of Statutes for the year 1916 shall be read as if it had contained on the date said Act was assented to the following clause at the commencement thereof:—

6 Geo. V.
c. 24,
amended.

His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows.

68. Section 13 of *The Statute Law Amendment Act, 1916*, is amended by adding after the word "Colonel" in the fourth line thereof the words "Lieutenant-Colonel."

6 Geo. V.
c. 24, s. 13,
amended.

Treasurer
authorized
to purchase
certain
school de-
bentures of
Town of
Cochrane.

69.—(1) The Treasurer of Ontario is authorized to purchase out of the consolidated revenue fund the debentures issued, or to be issued under By-law No. 175 of the Town of Cochrane intituled "A By-law to Provide for Borrowing \$10,000 upon Debentures for Public School Purposes" and bearing interest at the rate of five per cent. per annum payable in twenty equal annual instalments of principal and interest of \$802.44.

Treasurer
authorized
to purchase
or guarantee
debentures
of separate
school board
of Timmins.

(2) The Treasurer of Ontario is authorized to purchase or to guarantee the payment of debentures issued or to be issued by the Board of Separate School Trustees of the Town of Timmins for the purpose of erecting a new school, to an amount not exceeding \$30,000 and bearing interest at the rate of five per cent. per annum, repayable within twenty years from the date of the issue of such debentures.

Form and
execution of
guaranty.

(3) The form of guaranty and the manner of its execution shall be determined by the Lieutenant-Governor in Council.

Special
grants in
aid of
permanent
roadways.

70. Notwithstanding anything in any general or special Act contained, the Lieutenant-Governor in Council may direct the payment out of any sum appropriated by the Legislature for special grants in aid of road construction, of a special grant in aid of any permanent roadway constructed or in course of construction where the Lieutenant-Governor in Council deems such grant necessary to the public interest.

Agreements
between
corporations
of Port
Arthur and
Port William
and the
Public
Utilities
confirmation
authorized.

71. Notwithstanding anything in any general or special Act relating to the Corporation of the City of Port Arthur or to the Corporation of the City of Fort William, the Lieutenant-Governor in Council may upon the report of the Ontario Railway and Municipal Board ratify and confirm and declare to be legal, valid and binding a certain agreement or any part of it made between the said corporation and the public utilities commissions of such cities relating among other things to the rates to be charged on the street railway systems of each of the said corporations for through service.

CHAPTER 28.

An Act to amend The Surrogate Courts Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 75 of *The Surrogate Courts Act* is amended by adding the following:—

Rev. Stat.
c. 62, s. 75.
amended.

- (4) No fees shall be payable to the Crown in respect of proceedings for a grant of letters probate, administration or guardianship where the person, in respect of whose will, estate or infant the proceedings are taken, died from wounds inflicted, accident occurring or disease contracted while in the active military or naval service of His Majesty, whether in Canada or abroad.

Exemption
from fees
on account
of military
or naval
service.

CHAPTER 29.

An Act to amend The Administration of Justice Expenses Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 96, s. 26,
amended.
Audits of
criminal
justice
accounts.

1. Section 26 of *The Administration of Justice Expenses Act* is amended by striking out the words "Treasurer of Ontario" in the second line and inserting in lieu thereof the words "Auditor of Criminal Justice Accounts."

Rev. Stat.
c. 96, s. 29,
amended.

2. Section 29 of *The Administration of Justice Expenses Act* is amended by striking out the words "Treasurer of Ontario" in the fifth and sixth lines and inserting in lieu thereof the words "Auditor of Criminal Justice Accounts."

Rev. Stat.
c. 96, s. 41,
repealed.

3. Section 41 of *The Administration of Justice Expenses Act* is repealed and the following substituted therefor:—

Duties of
auditor.

41. The treasurer of the county shall pay the accounts so approved and take receipts therefor and transmit receipted accounts, with a proper statement of account, to the Auditor of Criminal Justice accounts at Toronto, who shall check and audit the same, and warrants shall be issued for the amount of such payments to the county treasurer.

Rev. Stat.
c. 96, s. 42,
amended.

4. Section 42 of *The Administration of Justice Expenses Act* is amended by striking out the words "Treasurer of Ontario" and substituting therefor the words "Auditor of Criminal Justice Accounts."

Rev. Stat.
c. 96,
s. 43 (2),
repealed.

5. Subsection 2 of section 43 of *The Administration of Justice Expenses Act* is repealed, and the following substituted therefor:—

Audit by
auditor of
criminal
justice
accounts
to be
final.

(2) Subject to the provisions of Part III, all accounts of, or relating to such expenses, shall be examined, audited and approved under such regulations as the Lieutenant-Governor may prescribe by

by the Auditor of Criminal Justice Accounts, Rev. Stat. c. 23. and the accounts shall not be subject to further examination or audit, anything in *The Audit Act* to the contrary, notwithstanding.

6. Item 2 of the Sheriffs' tariff of fees in Schedule "A" Rev. Stat. c. 96, of *The Administration of Justice Expenses Act* is amended Schedule "A," by inserting after the words "General Sessions" the fol- Item 2, lowing words "or Jury Sittings of the County Court." amended.

7. Item 2 of the Sheriffs' tariff of fees in Schedule "C" Rev. Stat. c. 96, of *The Administration of Justice Expenses Act* is amended Schedule "C," by inserting after the words "General Sessions" the fol- Item 2, lowing words "or Jury Sittings of the County Court." amended.

8. The tariff of fees provided for Crown Attorneys in Rev. Stat. c. 96, Schedule "A" of *The Administration of Justice Expenses Act* is repealed, and Schedule "A" to this Act substituted tariff for Crown Attorneys. therefor.

9. The tariff of Crown Attorney fees in Schedule "C" Tariff for Crown Attorney's fees, payable by Province. of *The Administration of Justice Expenses Act* is repealed, and Schedule "B" to this Act substituted therefor.

10. Item I of the tariff with regard to "other matters" Tariff of fees amend- ed. in Schedule "C" of *The Administration of Justice Expenses Act* is amended by striking out the numerals "XV" and inserting in lieu thereof the numerals "XVI."

SCHEDULE "A."

CROWN ATTORNEY.

In all criminal trials in which no costs have been ordered to be paid, or if ordered to be paid, cannot be made of the defendant, the Crown Attorney shall be entitled to receive for the services rendered by him in such case, the following fees to be paid upon the certificate of the Chairman of the Board of Audit and to be taken in lieu of, and not in addition to, the fees which have been heretofore payable for services rendered in such cases, viz.:—

1. For receiving and examining all informations, depositions, documents and papers connected with a criminal charge	\$2 00
2. For preparing draft and engrossed copy of every indictment, or charge	2 00
3. For all services before Grand Jury at each sessions....	5 00
4. For all business (except items 1, 2 and 3 supra, and the following) in conducting the prosecution to judgment as well before as after trial	10 00
5. For every other service not specified above and for reports on cases of unusual and important character, a <i>quantum meruit</i> to be determined by the Attorney General, on a consideration of the particular circumstances	
6. Receiving and examining all informations and other documents and papers in connection with each criminal case at a sittings of the High Court Division upon a certificate of the counsel for the Crown at the trial that the fee should be allowed	4 00
N.B.—Half the fee to be charged if the case has remained undisposed of from a prior court and is prosecuted to judgment. These fees not to be allowed if the Crown Attorney is also counsel for the Crown.	
7. Preparing a subpoena at a trial at a sittings of the High Court Division	1 00
8. Every copy of a subpoena at a trial at a sittings of the High Court Division	20
9. Per diem fee assisting Crown counsel at Assizes in cases in which the Superior Court has exclusive jurisdiction on certificate of Crown counsel, up to..	10 00
10. Affidavit and application to judge for <i>habeas corpus ad testificandum</i> and writ, etc.	2 00
11. Postage per quarter	2 00
12. For attendance on the Judge of the County Court by his special requisition in writing where application is made by a prisoner to be admitted to bail	2 00
13. For attending Police Court in summary trials under Part XVI of the Criminal Code where requested in writing to attend by the police magistrate or by two justices of the peace acting under clause VII of subsection "A" of section 771 of the Criminal Code..	5 00
When out of county or district town a per diem allowance of (not including expenses)	10 00

- | | |
|--|-------|
| 14. Attending preliminary enquiry in county or district town, per hour | 2 00 |
| Not exceeding in any one day | 10 00 |
| 15. Attending preliminary enquiry out of county or district town (not including expenses), per diem | 10 00 |
| 16. The same fees for attending coroners' inquests as in preliminary enquiries | |
| 17. If copies of depositions are required by the presiding judge or Crown counsel the same shall be prepared by the Crown Attorney and allowed at the rate of 10c. per folio | |

(a) Where a number of charges are pending against the same person, and a conviction has been obtained on one or more indictments, fees, and costs on the further proceedings upon the other charges, are not to be made or allowed on taxation, unless in cases where the chairman would, in the event of additional convictions, impose a heavier sentence, or unless there are special circumstances, which, in the opinion of the chairman render it expedient that the other cases, or some of them, should be proceeded with and tried.

(b) In cases of indictment for the obstruction, or the non-repair of a highway or bridge, or of indictment for nuisance (where there is a *bona fide* dispute as to boundary, or title, or claim of right, and where no present public inconvenience is being suffered from what is complained of) the Crown Attorney shall not be entitled to charge costs to the public, without the special sanction of the Attorney General, but will collect his fees and costs from the parties only.

(c) When the offices of Crown Attorney and Clerk of the Peace are held by the same individual, and a similar or the same fee is provided for the same service to each officer only one fee is to be charged or allowed.

SCHEDULE "B."

CROWN ATTORNEYS.

1. For receiving and examining all informations, depositions, documents, and papers connected with a criminal charge. (Tariff item No. 1).
2. For preparing draft and engrossed copy of every indictment, or charge (Tariff item No. 2).
3. For all services before Grand Jury at each sessions (Tariff item No. 3).
4. For all business (except items 1, 2 and 3 *supra*, and the following), in conducting the prosecution to judgment, as well before as after trial (Tariff item No. 4).
5. For every other service not specified above, and for reports on cases of unusual and important character a *quantum meruit* to be determined by the Attorney General on a consideration of the particular circumstances (Tariff item No. 5).
6. Receiving and examining all informations and other documents and papers in connection with each criminal case at a sittings of the High Court Division upon the certificate of the counsel for the Crown at the trial that the fee should be allowed. (Tariff item No. 6).

N.B.

N.B.—Half the fee to be charged if the case has remained undisposed of from a prior court and is prosecuted to judgment. These fees not to be allowed if the Crown Attorney is also counsel for the Crown.

7. Preparing subpoena. (Tariff item No. 7).
8. Every copy of subpoena. (Tariff item No. 8).
9. Affidavit and application to judge for *habeas corpus ad testificandum* and writ, etc. (Tariff item No. 10).
10. Postage per quarter. (Tariff item No. 11).
11. For attendance on the judge of the county court by his special requisition in writing, where application is made by a prisoner to be admitted to bail. (Tariff item No. 12).
12. For attending police court in summary trials under Part XVI of the Criminal Code where requested in writing to attend by the police magistrate or by two justices of the peace acting under clause VII of subsection "A" of section 771 of the Criminal Code, and also when out of county or district town a per diem allowance. (Tariff item No. 13).

CHAPTER 30.

An Act to amend The Registry Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsections 14 and 18 of section 81 of *The Registry Act* are repealed and the following substituted for the said subsections respectively:

Rev. Stat.
c. 124, s. 81,
subs. 14, 18,
repealed.

(14) No plan upon which any street, road or highway is laid out shall be registered unless it has been approved by the proper municipal council or councils, and no plan of land abutting upon a highway of a less width than 66 feet, or upon which there is laid out a highway of a less width than 66 feet shall be registered unless it has been approved by the proper municipal council or councils, and by The Ontario Railway and Municipal Board.

Plans showing high-ways—approval required before registration.

(18) No plan of survey and subdivision to which the provisions of *The Planning and Development Act* apply shall be registered unless approved as required by that Act.

Where
7 Geo. V,
c. 44,
applies.

CHAPTER 31.

An Act to amend The Land Titles Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Rev. Stat.
c. 126,
s. 109 (1),
repealed.

1. Subsection 1 of section 109 of *The Land Titles Act* is repealed and the following substituted therefor:

Approval
of plans
before reg-
istration.

*(1) No plan upon which a street, road or highway is laid out shall be registered unless it has been approved by the proper municipal council or councils, and no plan of land abutting upon a highway of a less width than 66 feet or upon which there is laid out a highway of a less width than 66 feet shall be registered unless it has been approved by the proper municipal council or councils and by The Ontario Railway and Municipal Board.

Where
7 Geo. V, c.
44, ~~repealed~~
applies.

(1a) No plan of survey and subdivision to which the provisions of *The Planning and Development Act* apply shall be registered unless approved as required by that Act.

In unor-
ganized
territory.

(1b) No plan of land in territory without municipal organization shall be registered unless approved by The Ontario Railway and Municipal Board.

CHAPTER 32.

An Act respecting the Registry and Land Titles Office in the Electoral District of Fort William.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Fort William Land Titles and Registry Office Act, 1917.* Short title.

2. Notwithstanding the inclusion of the electoral district of Fort William in Schedule "A" of *The Registry Act* as a separate registry division, the said electoral district shall not be deemed to have heretofore constituted a separate registry division and shall not be a separate registry division until the date to be fixed by the proclamation provided for in section 3, and all registrations made, and all documents filed, and all acts done in the registry office for the district of Thunder Bay, respecting lands situate in the electoral district of Fort William, shall, if lawful in other respects, be deemed to have been, and may, until the said date be lawfully made, filed and done respectively in the registry office at Port Arthur for the district of Thunder Bay. Registration of instruments relating to land in Fort William, in registry office at Port Arthur. Rev. Stat., c. 124.

3.—(1) From and after a date to be fixed by the Lieutenant-Governor in Council by his proclamation, the electoral district of Fort William shall constitute a separate registry division for the purposes of *The Registry Act*, and from and after such date the said electoral district shall be separated from the provisional judicial district of Thunder Bay for the purposes of *The Land Titles Act*, and shall constitute a separate land titles division. Electoral District of Fort William may be separate registry division.

(2) The registry office and the office of land titles for the electoral district of Fort William shall be situate in the city of Fort William. Registry and land titles offices to be at Fort William.

Apportionment of registrar and master of titles.

4. The Lieutenant-Governor in Council may, at any time after the passing of this Act, appoint a local master of titles for the said electoral district of Fort William, and may also appoint the same person, or some other person, registrar of deeds therefor.

What instruments to be registered at Fort William.

Rev. Stat., c. 126.

5. The registrar of deeds of the electoral district of Fort William shall register any deed, conveyance or instrument relating to land in his district which was patented on or prior to the 31st day of December, 1887, and which, at the time such deed, conveyance or instrument is lodged for registration, is not under *The Land Titles Act*.

Delivery of books by local master of titles at Port Arthur to local master of titles at Fort William.

6.—(1) Upon the day named in the said proclamation, or as soon thereafter as practicable, the local master of titles at Port Arthur shall deliver to the local master of titles at the city of Fort William, all books which have been kept exclusively for any territory included in the electoral district of Fort William, and shall, after the passing of this Act, whenever so instructed by the Master of Titles, re-enter from the present registers for their said districts into separate registers all subsisting entries of titles of lands and of mortgages of lands which are situate in the electoral district of Fort William, and which are entered in books which have not been kept exclusively for lands included in the electoral district of Fort William.

Transfer of entries as to cautions.

Rev. Stat., c. 126.

(2) The local master at Port Arthur shall, whenever instructed as aforesaid, transfer to a separate book all subsisting entries of cautions lodged with him under section 81 of *The Land Titles Act* which affect lands included in the electoral district of Fort William, and shall also enter into proper books such entries in his procedure book and other books or registers as the Master of Titles may deem requisite for the proper conduct of the land titles office at Fort William, and the said books shall likewise be delivered at the same time to the local master at Fort William.

Delivery of instruments to office of local master at Port Arthur to local master of titles at Fort William.

7. The local master of titles at Port Arthur shall also deliver, as aforesaid, to the local master of titles at Fort William, all original instruments filed or registered with him which relate exclusively to lands included within the electoral district of Fort William and are mentioned in the registers which are being transferred to Fort William, and certified copies of all such instruments relating to lands in the said electoral district, as well as to lands in the remaining part of the district of Thunder Bay, as the Master of Titles shall direct.

8. The local master of titles at Fort William may enter in the registers all instruments so delivered to him which have not been entered in the registers, and may complete the entries which have not been completed in respect of any such instrument, and may date all such entries as they would have been dated if the entries had been made and completed by the local master of titles at Port Arthur, and may continue and complete all applications, proceedings and matters pending before the local master of titles at Port Arthur respecting land in the electoral district of Fort William.

Entry of
instruments
by local
master at
Fort
William.

9.—(1) The local master of titles at Port Arthur shall also deliver to the local master at Fort William certified copies of all writs of execution in force in his hands.

Writs of
execution,
delivery
of copies,
local master
of titles
at Port
William.

(2) Every such copy shall have written thereon a memorandum of the time of the receipt thereof by the local master of titles at Port Arthur.

Memo. of
receipt
of writ.

(3) Such copies shall have the same effect and shall be dealt with in the same manner as if they had been furnished by the sheriff to the local master of titles at Fort William, and shall, at the time of their delivery, as aforesaid, have the same priority as at the time of their delivery as aforesaid they respectively held in the office at Port Arthur.

Effect of
delivery.

10. Where the effect of a copy of a writ has been varied by a subsequent certificate of the sheriff, or by an order of court, the local master of titles at Port Arthur shall also deliver as aforesaid a certified copy of such certificate or order to the local master of titles at Fort William.

Where effect
of writ
has been
varied.

11.—(1) If the local master of titles at Port Arthur shall at any time ascertain that, through oversight or otherwise, any parcel of land within the electoral district of Fort William has been erroneously omitted from the register or registers prepared under section 6, he shall prepare a true copy of the subsisting register of any such parcel, and shall append thereto a certificate stating that such copy is a true copy of the register of the land therein described, and such master shall also state in such certificate whether or not there is in such office a copy of any execution which affects such land, and if there is any such execution, shall give the particulars thereof and shall deliver the copies so prepared to the local master at Fort William.

Omissions
from
register.

(2) Where, through oversight, the title to any land is registered in the wrong division, the local master of titles for the division in which such land is registered shall prepare a true copy of the subsisting register of such land and

Registry
in wrong
division.

shall

shall append thereto a certificate as in this section mentioned, and shall deliver the same to the local master of titles of the division in which such land is situate.

Where
parcel
includes
land in
another
division.

12. Where the local master at Port Arthur or the local master at Fort William delivers a certified copy of the register of any parcel of land he shall, when the parcel in his register includes land remaining in his division, vary his certificate by stating that the said copy is a true copy of the register so far as the same relates to land in the other division, naming it, and shall vary the copy accordingly.

Note of
local master
of titles.

13. The local master of titles shall thereupon note in the register of the parcel that the land affected by his certificate has been transferred to the other division.

Entry by
local master
receiving
certified
copy of
register.

14. The local master of titles receiving a copy, pursuant to the provisions of sections 11 and 12 shall thereupon register as owner of such parcel of land the person who by such copy appears to be the owner thereof, subject to the various charges, cautions, inhibitions, qualifications and other incumbrances affecting the same appearing in the said copy, and shall also enter as an incumbrance, in the register of the parcel, any execution affecting the land mentioned in such certificate.

Commence-
ment of
ss. 5-14.

15. Sections 5 to 14 shall come into force and shall take effect from the date named in the proclamation provided for in section 3.

Regulations.

16. The Lieutenant-Governor in Council may, at any time after the passing hereof, make such regulations as he may deem necessary to carry the provisions of this Act into effect.

CHAPTER 33.

An Act to regulate the Purchase, Sale and
Transfer of Stocks of Goods in Bulk.*Assented to 12th April, 1917.*

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. This Act may be cited as *The Bulk Sales Act, 1917*. Short title.

2. In this Act,

Interpre-
tation.

(a) "Creditor" shall mean and include a person to whom the owner of any stock as defined by the Act is indebted, whether the debt is due and owing or not yet payable, and shall include any surety and the endorser of any promissory note or bill of exchange who would upon payment by him of the debt, promissory note or bill of exchange in respect of which such suretyship was entered into or such endorsement given, become a creditor of such owner;

(b) "Judge" shall mean a judge of the county or district court of the county or district in which the owner's stock-in-trade is located at the time of the sale or intended sale thereof;

(c) "Stock" shall mean

(i) Stock of goods, wares, merchandise and chattels, ordinarily the subject of trade and commerce;

(ii) The goods, wares, merchandise or chattels in which any person trades, or which he produces or which are outputs of, or with which he carries on any business, trade or occupation;

(d) "Trustee" shall mean any person appointed by the vendor to act as trustee and who has lodged a bond marked as satisfactory by the judge, by way

way of security in respect to his trusteeship with the clerk of the county court of the county or district in which the stock is located at the time of the sale or intended sale thereof: or any person appointed by the vendor with the consent in writing of his creditors holding claims of not less than 50 per cent. in value of the amount of such claims as shown by the statement (Schedule "A"); or shall mean such person as shall, on the summary application of any person interested, be appointed as trustee by the senior judge of the county court of the county in which the vendor resides:

"Vendor."

(e) "Vendor" shall mean and include each and every person, firm or corporation owning or claiming to own the stock or any individual share or interest therein.

Purchaser to procure written statement as to creditors of vendor.

3. It shall be the duty of every person who shall bargain for, buy or purchase any stock in bulk, for cash or on credit, before closing the purchase of the same and before paying the vendor any part of the purchase price (save as herein-after provided), or giving any promissory note or notes or any security for the said purchase price to demand and receive from such vendor, and it shall be the duty of each vendor of such goods to furnish a written statement verified by statutory declaration of the vendor or his duly authorized agent, or if the vendor is a corporation, by the declaration of the president, vice-president, secretary-treasurer or manager of such corporation, which statement is to contain the names and addresses of all the creditors of the said vendor, together with the amounts of the indebtedness or liability due and payable by said vendor to each of said creditors, which said statement may be in the form set forth in Schedule "A" hereto; Provided, however, that it shall be competent for a purchaser of any stock to pay to the vendor a sum not exceeding \$50 on account of the purchase price for the purpose of constituting a binding agreement for the purchase of such stock, before obtaining such statement as aforesaid.

Sale without purchaser procuring statement.

4. Whenever any person shall bargain for or purchase any stock in bulk, for cash or on credit, and shall pay any part of the purchase price or execute or deliver to the vendor or to his order, or to any person for his use, any promissory note or other document for or on account of the purchase price of said goods, or any part thereof, without first having demanded and obtained from the vendor or from his agent, a statutory declaration purporting to be such as is provided

for

for in the last preceding section, then such sale shall be deemed to be fraudulent and shall be void as against the creditors of the vendor, unless all the creditors of the vendor are paid in full out of the proceeds of such sale.

5. Any such purchaser, upon obtaining such statutory declaration, shall either obtain written waiver from the creditors of the vendor hereinafter referred to or shall pay the whole of his purchase money or deliver his promissory note or notes or other documents securing the same into the hands of a trustee for distribution *pro rata* among the creditors of the said vendor, and subject to any preferences provided for by law or by previous contract, such distribution shall be made in like manner as moneys are distributed by an assignee under *The Assignments and Preferences Act*, and in making such distribution all creditors' claims shall be proved in like manner, shall be subject to the like contestation and entitled to the like priorities as in the case of a distribution under the said Act, and the creditors, trustee and debtor shall in all respects have the same rights, liabilities and powers as the creditors, assignee and debtor have under the said Act.

Waiver by creditors or application of purchase money to debts of vendor.

Rev. Stat. c. 134.

(a) The fee of any such trustee shall not exceed 3 per cent. of the total proceeds of such sale which come to his hands, and shall, together with any disbursements made by him, be paid by being deducted out of the moneys to be received by the said creditors, and shall in no event be charged to the debtor.

Limitation of offers of trustees.

(b) From and after the furnishing of the statement and declaration provided for by this Act, no preference or priority shall be obtainable by any creditor by attachment, garnishee proceedings, contract or otherwise.

No preference for creditors.

6. If such purchaser, upon receiving such statutory declaration, shall fail to observe the requirements of the last preceding section without obtaining the written waiver from creditors hereinafter referred to, then such sale shall be deemed to be fraudulent, and shall be void as against the creditors of the vendor, unless all creditors of the vendor are paid in full out of the proceeds of such sale.

Sale void if waiver not procured or purchase money not applied as required by Act.

7. Any sale or transfer of stock, or part thereof, out of the usual course of business or trade of the vendor, or whenever substantially the entire stock of the vendor is sold or conveyed, or whenever an interest in the business or trade of the vendor is sold or conveyed, such sale, transfer or con-

What to be deemed a sale in bulk.

Proviso.

veyance shall be deemed "a sale in bulk" within the meaning of this Act; provided, however, that if the vendor produces and delivers to the vendee a written waiver of the provisions of this Act from his creditors having claims of \$50 and over, representing 60 per centum in number and value of the claims of \$50 and over as shown by the said statutory declaration, then the provisions of this Act shall not apply.

Sales under
judicial
process not
affected.

8. Nothing in this Act contained shall apply to or effect any sale by executors, administrators, liquidators, receivers, assignees for the benefit of creditors or any public official acting under judicial process.

Limitation
of action
to set aside
sale.

9. No action shall be brought or proceedings had or taken to set aside or have declared void any sale in bulk for failure to comply with the provisions of this Act, unless such action is brought within sixty days from the date of such sale or within sixty days from the date when the creditor attacking such sale first received notice thereof.

Appoint-
ment of
trustee by
County
Judge.

10. Upon the application of any person interested, if the vendor has not appointed a trustee, the senior judge of the county court of the county in which the vendor resides, shall by order appoint a trustee, and the judge shall be entitled to a fee of \$1 on every such order.

Commence-
ment of
Act.

11. This Act shall come into force and take effect on the first day of October, 1918.

SCHEDULE "A."

STATEMENT SHOWING NAMES AND ADDRESSES OF ALL CREDITORS OF

Name of Creditors.	Post Office Add.	Nature of Indebtedness.	Amount.	When Due.
--------------------	------------------	-------------------------	---------	-----------

I, _____ of _____ in the Province of Ontario, do solemnly declare that the above is, to the best of my knowledge and belief, a true and correct statement of the names and addresses of all _____ creditors and shows correctly the amount of indebtedness or liability due, owing, payable or accruing due, or to become due and payable by _____ to each of the said creditors. (If the declaration is made by an agent, add: I am the duly authorized agent of the vendor and have a personal knowledge of the matter herein declared to.)

Or if the vendor is a corporation:—

I, _____ of _____ in the Province of Ontario, do solemnly declare that the above is, to the best of my knowledge and belief, a true and correct statement of the names and addresses of all the creditors of the _____ Company, and shows correctly the amount of the indebtedness or liability due, owing, payable or accruing due, or to become due and payable by such Company to each of the said creditors, and that I am the _____ of the said Company, and have a personal knowledge of the matter herein declared to.

And I make this solemn declaration, conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of *The Canada Evidence Act*.

Declared before me at the _____

of _____

in the Province of Ontario,
this _____ day of _____

A.D. 19 _____

A Commissioner.

CHAPTER 34.

An Act to amend The Workmen's Compensation Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short Title **1.** This Act may be cited as *The Workmen's Compensation Act, 1917*.

Short Titles of previous Acts. **2.** The Act passed in the fifth year of His Majesty's reign chaptered 24, and the Act passed in the sixth year of His Majesty's reign chaptered 31, may be cited respectively as *The Workmen's Compensation Act, 1915*, and *The Workmen's Compensation Act, 1916*.

References to 4 Geo. V, c. 25. **3.** In this Act "the principal Act" shall mean *The Workmen's Compensation Act* passed in the fourth year of His Majesty's reign, chaptered 25.

4 Geo. V, c. 25 s. 2 Subs. 1, Par. p amended. **4.—(1)** Paragraph *p* of subsection 1 of section 2 of the principal Act as amended by section 1 of *The Workmen's Compensation Act, 1915*, is further amended by adding at the end thereof the words "or an executive officer of a corporation."

5 Geo. V, c. 24, s. 7, amended. (2) Section 12 of the principal Act as re-enacted by section 7 of *The Workmen's Compensation Act, 1915*, is amended by inserting after the word "roll" where it first occurs therein, the words "or an executive officer of a corporation is carried on the pay roll of the corporation," and by striking out the words "and includes such salary or wages in his then last statement furnished to the Board under section 78, such employer" and inserting in lieu thereof the words "and it is stated in the pay roll statement furnished to the Board under section 78 that it is desired that such employer or executive officer shall be included as a workman,

and

and the amount of his salary or wages is shown in the said statement and included in the estimate for the year, such employer or executive officer."

5. Subsection 2 of section 6 of the principal Act as enacted by section 2 of *The Workmen's Compensation Act, 1915*, is amended by inserting after the word "happens" in the third line, the words "while his place of employment is." 5 Geo. V, c. 24, s. 2, amended.

6.—(1) The clause lettered *c* in subsection 1 of section 33 of the principal Act is amended by inserting after the figures "\$5" in the fourth line, the words "to be increased upon the death of the widow or invalid husband to \$10." 4 Geo. V, c. 25, s. 33, subs. 1, cl. c, amended. Monthly allowance to child of workman killed.

(2) The said section 33 is further amended by adding thereto the following subsections:— 4 Geo. V, c. 25, s. 32, amended.

(2a) A dependant to whom the workman stood in *loco parentis* or a dependant who stood in *loco parentis* to the workman shall be entitled, as the Board may determine, to share in or receive compensation under clause (c), clause (d) or clause (e). Dependants to whom workman stood in loco parentis.

(2b) Compensation shall be payable to an invalid child without regard to the age of such child, and payments to such child shall continue so long as in the opinion of the Board it might reasonably have been expected had the workman lived he would have continued to contribute to the support of such child. Compensation to invalid child.

7. Section 35 of the principal Act is amended by inserting at the commencement of the said section the words "Subject to the provisions of subsection 2b of section 33." 4 Geo. V, c. 25, s. 35, amended.

8. Section 38 of the principal Act is amended by adding thereto the following subsection:— 4 Geo. V, c. 25, s. 38, amended.

(3) Where deemed just, the impairment of earning capacity may be estimated from the nature of the injury, having always in view the workman's fitness to continue the employment in which he was injured or to adapt himself to some other suitable occupation. Estimating impairment of earning capacity.

9. The principal Act is amended by adding thereto the following sections: 4 Geo. V, c. 25,

MEDICAL AID.

Medical and surgical aid during first month of disability.

44a—(1) Every workman entitled to compensation under this Part, or who would have been so entitled had he been disabled for seven days, shall be entitled during the period of one month from the date of the disability to such medical and surgical aid and hospital and skilled nursing services as may be necessary as a result of the injury.

Medical aid, meaning of.

(2) In this Act "medical aid" shall mean the medical and surgical aid and hospital and skilled nursing services above mentioned.

Payment for medical aid in industries under schedule 1.

(3) In the industries in Schedule 1 such medical aid shall be furnished or arranged for by the Board or as it may direct or approve and shall be paid for by the Board out of the Accident Fund, and the necessary amount shall be included in the assessments levied upon the employers.

In industries under schedule 2

(4) In the industries in Schedule 2 such medical aid shall be furnished and paid for by the employers individually, but any employer failing to furnish satisfactory medical aid shall be liable, by the order of the Board, to pay for such medical aid as may be procured by the workman or by anyone for him or as may be provided by the Board.

Question to be determined by board.

(5) All questions as to the necessity, character, and sufficiency of any medical aid furnished or to be furnished shall be determined by the Board.

Amount of charges.

(6) The fees or charges for such medical aid shall not be more than would be properly and reasonably charged to the workman if himself paying the bill, and, except in the case of an employer individually liable and himself furnishing the medical aid, the amount thereof shall be fixed and determined by the Board, and no action for any amount larger than that fixed by the Board shall lie in respect of any medical aid herein provided for.

Contributions from employees forbidden.

(7) It shall not be lawful for any employer, directly or indirectly, to collect or receive or retain from any workman any contribution toward the expense of medical aid, and every person contravening this provision shall for every such contravention be liable to a penalty not exceeding \$50 and shall

Penalty.

also

also be liable, upon the order of the Board, to reimburse the workman treble the amount of any sum so collected, received, or retained.

- (8) Where any employer has now or hereafter establishes in connection with any industry carried on by him an arrangement for furnishing medical aid to his workmen which in the opinion of the Board is at least as favourable to the workmen as that herein provided for, the Board, after investigating the facts and considering the wishes of both workmen and employer, may approve such arrangement, and as long as such approval remains unrevoked such arrangement may be continued in lieu of the medical aid herein provided for, and if the industry is in schedule 1 the employer shall be entitled to such reimbursement out of the Accident Fund or to such reduction in his rate of assessment as the Board shall deem just.
- (9) Nothing in this Act shall affect any obligation upon the employer under *The Public Health Act* or any regulation made thereunder, but notwithstanding anything therein contained the employer shall not be entitled, directly or indirectly, to collect, receive, or retain from any workman any contribution toward the expense of medical aid.
- (10) Employers in any industries in which it is deemed proper may be required by the Board to maintain as may be directed by the Board such first aid appliances and service as the Board may direct, and the Board may make such order respecting the expense thereof as may be deemed just.
- (11) Where in conjunction with or apart from the medical aid to which workmen are to be entitled free of charge further or other service or benefit is, or is proposed to be, given or arranged for, any question arising as to whether or to what extent any contribution from workmen is or would be one prohibited by this Act shall be determined by the Board.
- 44b. Every physician, surgeon and hospital official attending, consulted respecting, or having the care of any workman shall furnish to the Board from time to time, without additional charge, such reports as may be required by the Board in respect of such workman.

Where employer arranges for supplying medical aid.

Duty of employer under Rev. Stat., c. 218, not affected.

First aid appliances may be directed by board.

Reports of medical men and hospital officials.

4 Geo. V.
c. 25, s. 60
amended.

10. Section 60 of the principal Act is amended by adding thereto the following subsection:—

Principles
upon which
board to
decide cases.

(4) The decisions of the Board shall be upon the real merits and justice of the case, and it shall not be bound to follow strict legal precedent.

4 Geo. V.
c. 25,
amended.

11. The principal Act is amended by adding the following section:—

Certificate
of secretary
as evidence.

60a. Every copy of or extract from an entry in any book or record of the Board, and of any document filed with the Board, certified by the secretary of the Board to be a true copy or extract, shall be received in any court as *prima facie* evidence of the matter so certified without proof of the secretary's appointment, authority, or signature.

4 Geo. V.
c. 23,
amended.

12. The principal Act is amended by adding the following section:

Fees of
clerk of
county or
district
court on
filing order
of Board.

63a. For the duties performed by him in connection with the filing of an order or certificate of the Board pursuant to section 63 or section 94 such clerk shall be entitled to a fee of \$1, and, notwithstanding any other provision or rule, any proceeding provided for by either of the said sections may be carried on by the Board by post without the necessity of personal attendance at any office.

6 Geo. V.
c. 31, s. 7,
amended.

13. Subsection 1a of section 78 of the principal Act as enacted by section 7 of *The Workmen's Compensation Act, 1916*, is amended by adding at the end thereof the words "and such account shall be kept within the province and shall be produced to the Board and its officers when so required."

Account of
wages paid.

4 Geo. V.
c. 25, s. 85,
amended.

14. Section 85 of the principal Act is amended by adding the following subsection:

Merit rating
in making
annual
assessment.

(4) A system of merit rating may, if deemed proper, be adopted.

5 Geo. V.
c. 24, s. 24,
amended.

15. Subsection 1 of section 86 of the principal Act as enacted by section 24 of *The Workmen's Compensation Act, 1915*, is amended by substituting for "fifteen days" where these words first occur the words "one month, or such other time as the Board may fix," and by substituting for "fifteen days" where these words last occur the word "time."

Time for
payment of
assessment.

16. Section 99 of the principal Act is amended by adding ^{4 Geo. V,} thereto the following subsection:—
c. 25, s. 99,
amended.

- (3) Every employer who makes default in reporting or furnishing particulars of any accident or claim shall in addition to any other penalty or liability pay to the Board, if so ordered by the Board, the amount of compensation awarded in respect of such accident or claim in accordance with the evidence or information otherwise obtained by the Board.

17.—(1) Section 100 of the principal Act is amended by adding the following subsection:—
4 Geo. V,
c. 25, s. 100,
amended.

- (6a) Where the compensation is payable out of the Accident Fund the Board shall make such investigation as it deems necessary to ascertain the class or classes against which the compensation should be charged and shall charge or apportion the compensation accordingly.

(2) Subsection 7 of the said section 100 is amended by adding at the end thereof the words "but, except where the Board is satisfied that the disease is not due to any other cause than his employment within Ontario, no compensation shall be payable under this section unless the workman has been a resident of Ontario for the three years next preceding his first disablement."

(3) Schedule 3 of the principal Act is amended by inserting in the first column the words "miners' phthisis" and opposite thereto in the second column of the said schedule the word "mining."

18. Subsection 1 of section 6 of this Act shall take effect as if enacted on the first day of January, 1915; section 17 as if enacted on the first day of January, 1917; and section 9 shall go into effect on the first day of July, 1917.

CHAPTER 35.

An Act to amend The Pharmacy Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 164, s. 4
amended.

Qualifica-
tion of
members
of council.

1. Subsection 3 of section 4 of *The Pharmacy Act* is amended by striking out all the words after the word "who" in the second line thereof and by inserting in place thereof the following words "are entitled to vote at the election of the members of the council."

Rev. Stat.
c. 164, s. 6,
amended.

Qualification
of voters
at election
to Council.

2. Section 6 of *The Pharmacy Act* is amended by striking out the following words at the end of the section "such persons as are members of the college and are liable to pay the annual fee under this Act" and by inserting in place thereof the following words "each member of the college who, on the first day of June of such election year, is carrying on the business of a retail pharmaceutical chemist as a proprietor thereof or as a registered manager of a retail incorporated company carrying on such business and who is liable to pay, and has paid, on or before the said last mentioned date, the annual fee under this Act."

Rev. Stat.
c. 164, s. 23,
amended.

Cancell-
ation of
certificate
on convic-
tion for
offence.

3. Section 23 of *The Pharmacy Act* is amended by adding at the end of the section the following words "and his certificate authorizing him to carry on the business of a pharmaceutical chemist or druggist shall *ipso facto* be void and be of no force or effect for a period of two years from the date of his conviction or until the council of said college shall see fit, in its discretion, after the expiration of such period of two years, to reinstate such chemist or druggist, who shall not, in the meantime, be eligible as a member, director or shareholder of any incorporated company dealing in drugs or medicines under this Act; provided, however, that during the period between the council meetings a committee of the council consisting of the president, the chairman of the by-laws and legislative committee and the chairman of the infringement committee, may, with the approval of the Lieutenant-Governor in Council, suspend the certificate of registration of such person so convicted until the next

meeting

meeting of the council, when the same may be considered by the council, and dealt with as in this section provided, and during such suspension the person so convicted shall not be entitled to carry on the business of a pharmaceutical chemist and he shall not in the meantime be eligible as a member, director or shareholder of any incorporated company dealing in drugs or medicines under this Act." This section is made retroactive and shall apply to all convictions made subsequent to the 1st day of July, 1916.

4. Subsection 1 of section 31 of *The Pharmacy Act* is amended by inserting after the word "eucaine" in the fourth line thereof the following "or heroin, or codeine, or morphine or its salts, or any admixture thereof, or opium, including crude opium, powdered opium, or opium prepared or in course of preparation for smoking" and by inserting after the word "practitioner" in the fifth line thereof the following words "personally signed by him."

Rev. Stat.
c. 164,
s. 31, ss. 1,
amended.

Sale of
certain
drugs
upon pre-
scription.

5. Subsection 3 of section 31 of *The Pharmacy Act* is amended by inserting after the word "thereof" in the second line the following words "or heroin, or codeine, or morphine or its salts or any admixture thereof, or opium, including crude opium, powdered opium or opium prepared or in course of preparation for smoking" and by inserting after the word "salts" in the eleventh line of said subsection 3 the following words "or heroin, or codeine, or morphine or its salts or any mixture thereof, or opium, including crude opium, powdered opium or opium prepared or in course of preparation for smoking."

Rev. Stat.
c. 164,
s. 31, ss. 3,
amended.

Whole-
salers to
sell cer-
tain drugs
to regis-
tered
persons
only.

6. Subsection 4 of section 31 of *The Pharmacy Act* is amended by inserting after the word "articles" in the third line thereof the following words "obtain a written order therefor signed by the purchaser and."

Rev. Stat.
c. 164,
s. 31, ss. 4,
amended.

Whole-
salers
to take
written
order.

7. Section 31 of *The Pharmacy Act* is further amended by adding the following as subsection 5 thereto:

Rev. Stat.
c. 164, s. 31,
amended.

- (5) The person or incorporated company who so sells or disposes by wholesale of any of the articles hereinbefore in this section mentioned shall, on or before the first day of each month, deliver or mail by letter, postage prepaid, to the registrar of the college, a written statement setting out all the articles so sold by him during the calendar month immediately preceding, the quantity, the date of such sale, and the name in full and address of the person or incorporated company to whom the sale or disposal was made.

Return of
sales of
whole-
saler to
registrar.

Rev. Stat.
c. 164, s. 37;
4 Geo. V.
c. 21, s. 34,
repealed.

8. Section 37 of *The Pharmacy Act* as amended by section 34 of *The Statute Law Amendment Act, 1914*, is repealed and the following substituted therefor:—

Penalty.

37.—(1) Any person or incorporated company who contravenes any of the provisions of this Act except those contained in section 31 of this Act shall for the first offence incur a penalty of twenty dollars (\$20) and for each offence committed subsequent to conviction for such first offence, a penalty of fifty dollars (\$50), or who contravenes any of the provisions of section 31 of this Act shall for the first offence incur a penalty of fifty dollars (\$50), and for each offence committed subsequent to conviction for such first offence a penalty of two hundred dollars (\$200), such penalties to be recoverable under *The Ontario Summary Convictions Act*, and one half of any amounts recovered shall be paid over by the convicting justice to the Treasurer of Ontario for the use of the Province, and the other one-half to the registrar for the use of the college.

Rev. Stat.
c. 90.

Refund
on Order
in Council.

(2) The college shall forthwith refund so much of the penalty as has been received by the registrar in any case upon an order to that effect being passed by the Lieutenant-Governor in Council.

Rev. Stat.
c. 164,
sched. B,
Part 1,
amended.

9. Schedule B, Part 1, of *The Pharmacy Act* is amended by striking out after the word "cocaine" the words "and its preparations" and by inserting in place thereof the words "and its salts or any admixture thereof"; and by inserting immediately above the word "digitalin" the word "codeine"; and by inserting immediately under the word "ergot" the words "eucaine and its salts or any admixture thereof"; and by inserting immediately above the words "Indian hemp" the word "heroin"; and by striking out after the words "morphine and its salts" the words "and solutions" and by inserting in place thereof the words "or any admixture thereof"; and by inserting immediately under the words "oil of cedar" the following words "opium, including crude opium, powdered opium, or opium prepared or in course of preparation for smoking."

Rev. Stat.
c. 164,
sched. B,
Part 2,
amended.

10. Schedule B, Part 2, of *The Pharmacy Act*, is amended by striking out the following words "opium and preparations and compounds thereof, including laudanum, but not paregoric"; and by inserting immediately under the words "iodine and preparations" the following words "laudanum but not paregoric"; and by inserting immediately under the word "trional" the word "veronal."

CHAPTER 36.

An Act to amend The Ontario Land Surveyors Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Land Surveyors Act*, 1917. Short title.

2. Section 25 of *The Ontario Land Surveyors Act* is amended by adding after the word "plans" in the nineteenth line the words, "the principles and methods of highway construction." Rev. Stat. c. 165, s. 25, amended.
Examination for admission.

3. Section 26 of *The Ontario Land Surveyors Act* is repealed and the following substituted therefor:— Rev. Stat. c. 165, s. 26, repealed.

26. Any student attending the University of Toronto as a student in the Faculty of Applied Science and Engineering, or any school, college or university in Canada, the course of study in which is, in the opinion of the Board, similar to that in such faculty, and who has passed his first year examinations at such university or college, may be apprenticed to a practising Ontario land surveyor for a period of three years with the privilege of continuing his studies at such university or college for the regular periods of such college studies during such term of three years, but so that the minimum term of four months in each year must be spent with a practising Ontario land surveyor. Attendance of apprentices at university or college.

4. Section 28 of *The Ontario Land Surveyors Act* is amended by striking out the words "The School of Mining" in the fifth and sixth lines thereof, and inserting in lieu thereof the words "Queen's University." Rev. Stat. c. 165, s. 28, amended.

Rev. Stat.
c. 165, s. 34,
amended.

5. Section 34 of *The Ontario Land Surveyors Act* is amended by adding thereto the following subsection:—

Application
for certifi-
cate of
qualification.

- (3) A candidate who has so satisfied the Board shall, within three months of receiving official notification thereof, apply to the Board for such certificate, and on receiving the same shall forthwith apply to the secretary-treasurer to be registered as a member of the Association.

Rev. Stat.
c. 165, s. 39,
clauses b,
c, f, and g,
amended.

6. Section 39 of *The Ontario Land Surveyors Act* is amended:—

- (a) By striking out the figure “\$4” in clause (b) and inserting in lieu thereof the figures “\$5.”

- (b) By striking out the figures “\$10” in clause (e) and inserting in lieu thereof the figures “\$15,” and adding at the end of the clause the words “and by each candidate for the final examination on presenting himself, \$40.”

Fees.

- (c) By striking out the figures “\$32” in clause (f) as enacted by chapter 26 of the Acts passed in the fourth year of His Majesty's reign and inserting in lieu thereof the figures “\$10.”

- (d) By striking out the figures “\$2” in clause (g) and inserting in lieu thereof the figures “\$5.”

- (e) By adding the following subsection:—

Suspension
for non-
payment
of fees.

- (2) Where the annual fees of any member remain unpaid for more than six years and the Council is unable to grant total exemption for such period on the ground of extenuating circumstances, such member shall be suspended from membership of the Association until such fees are paid in full or in such part as the Council may deem just.

CHAPTER 37.

An Act respecting Private, Voluntary and
Municipal Employment Bureaux.*Assented to 12th April, 1917.*

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario
enacts as follows:—

1. This Act may be cited as *The Employment Agencies Act, 1917.* Short title.

2. In this Act,—

Interpreta-
tion.

- (a) "Employment agency" shall mean and include the business of procuring workmen, artificers, labourers, domestic servants and other persons for the performance of skilled or unskilled labour and the business of procuring employment for such classes of persons or any of them; "Employment Agency."
- (b) "Private employment agency" shall mean an employment agency in which the business of an employment agency is carried on for fee or reward; "Private Employment Agency."
- (c) "Regulations" shall mean regulations made by the Lieutenant-Governor in Council under the authority of this Act; "Regulations."
- (d) "Superintendent" shall mean Superintendent of The Trades and Labour Branch of the Government of Ontario; "Superintendent."
- (e) "Treasurer" shall mean Treasurer of Ontario; "Treasurer."
- (f) "Voluntary employment agency" shall mean any charitable or other organization carried on without fee or reward by any voluntary organization, or a municipal corporation or any department or commission thereof or by any other persons. "Voluntary Employment Agency."

License

3.—(1) The Superintendent may issue to any individual or any association of individuals or to any firm, or corporation a license to carry on the business of an employment agency.

Term of license.

(2) The license shall remain in force until the first day of July, in the year next following that in which it is issued.

To state address.

(3) The license shall state the address at which the business is to be carried on.

Penalty for carrying on business without license.

4.—(1) Any person carrying on the business of an employment agency without a license from the Superintendent shall incur a penalty of not less than \$10, and not more than \$500, to be recoverable under *The Ontario Summary Convictions Act* before a police magistrate or two or more justices of the peace, and in the case of an offence committed by an individual shall in default of immediate payment of such penalty be imprisoned for a period of twelve months unless the penalty and costs are sooner paid.

Rev. Stat. c. 90.

Separate license and fee in each municipality.

(2) Where an employment agency is carried on by means of an office, branch or agency in different municipalities a separate license and a separate fee shall be payable in respect thereof for each office, branch or agency.

Regulations.

5. The Lieutenant-Governor in Council may make regulations:

Fees for licenses.

(a) For fixing the fees to be charged for licenses for private employment agencies and for the different classes of voluntary employment agencies, and for providing that in the case of any voluntary employment agency a nominal fee shall be charged for the license;

Conduct of business—records.

(b) Regulating the conduct of the business of employment agencies and prescribing the records, books and accounts to be kept by any class of employment agency;

Security by licensees.

(c) Requiring security to be given by licensees and for fixing the amount of such security and declaring that a license may be granted to any class of employment agency without security being given;

Fees to be charged licensees.

(d) Fixing the amount of the fee, reward or other remuneration to be charged for services rendered by an employment agency in procuring employees or employment;

(e)

- (e) Providing for returns to be made when and as re-^{Returns.}
quired by persons and firms to whom licenses are
issued;
- (f) Providing for the appointment of inspectors and the<sup>Inspectors
and inspec-
tion.</sup>
inspection of employment agencies;
- (g) For the revocation and cancellation of a license upon<sup>Revocation
and cancel-
lation of
licenses.</sup>
the conviction of the holder thereof for any
offence or upon proof to the satisfaction of the
Superintendent that the business of the licensee
is being conducted dishonestly, unfairly or im-
properly;
- (h) Conferring upon the Superintendent and upon the<sup>Inquiries by
Superintend-
ents and
inspectors.</sup>
inspectors of employment agencies, the power to
hold inquiries into the conduct of the business of
an employment agency and to take evidence under
oath and providing that the Superintendent or in-
spector shall for the purpose of such inquiry have
and exercise the powers which may be conferred
upon a commissioner under *The Public Inquiries*<sup>Rev. Stat.
c. 18.</sup>
Act;
- (i) Exempting any voluntary employment agency or any<sup>Exemp-
tions.</sup>
class of voluntary employment agencies from the
operation of any of the provisions of this Act;
- (j) Generally for the better carrying out of the provisions^{General.}
of this Act.

6. This Act shall come into force and take effect on the 1st<sup>Commence-
ment of Act.</sup>
day of July, 1917.

7. *The Employment Agencies Act*, being chapter 38 of 4 Geo. V. c.
the Acts passed in the fourth year of His Majesty's reign,^{38, repealed.}
is repealed.

CHAPTER 38.

An Act to amend The Ontario Companies Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,
c. 178,
amended.

1. *The Ontario Companies Act* is amended by adding thereto the following as Part XI. A:—

PART XI. A.

Applica-
tion of
Part XIa
to co-opera-
tive cor-
porations.

152a. This Part shall apply to all applications for incorporation of corporations to be operated on a co-operative basis, and to such corporations when incorporated and made by the Letters Patent subject to the provisions of this Part.

When cor-
poration to
be deemed
co-opera-
tive.

152b. A corporation hereafter incorporated shall be deemed to be operated on a co-operative basis if provision is made in its Letters Patent or by-laws—

- (a) that no member or shareholder shall have more than one vote; and
- (b) that no member or shareholder shall vote by proxy; and
- (c) that the surplus funds arising from the business of the corporation shall be distributed annually as follows:—
 - (i) Payment of interest on the paid up capital at a rate not exceeding eight per centum per annum;
 - (ii) Division of the remaining net surplus funds among the members or shareholders in proportion to the volume of business which they have done with or through the corporation.

(iii)

- (iii) Where such surplus does not exceed one per centum of the year's gross business said distribution may be deferred by resolution of the Corporation.

152c.—(1) Branches may vote at general meetings of the corporation by an equal number of proxies Branches voting at general meetings. for each Branch.

(2) The proxy or proxies shall be appointed only by and Proxies. at a meeting of the Branch.

(3) The instrument appointing a proxy under this section shall be signed by the President and Secretary of the Branch.

152d. Before a distribution of the remaining net surplus funds is made, a corporation may, subject to the provision of the By-laws, set aside— Funds which may be deducted before distributing net surplus funds.

(a) An amount not to exceed twenty per centum of the net surplus funds in any one year, as a Reserve Fund;

(b) An amount not to exceed five per centum of the net surplus funds in any one year as an Educational or Community Fund,

(c) A trade refund to non-members or non-shareholders at such proportionate rate of that paid to members or shareholders as may be determined by by-law.

152e.—(1) Any person, partnership, organization, society, association, company or corporation, either unincorporated, or hereafter incorporated, not being a corporation within the application of this Part, assuming or using in Ontario a name which includes the word "Co-operative," shall be guilty of an offence, and any person so acting on behalf of such person, partnership, organization, society, association, company or corporation shall also be guilty of an offence, but where the word "Co-operative" forms part of the corporate name of any corporation heretofore duly incorporated by or under the authority of any general or special Act of Ontario, the word may continue to be used in Ontario as part of the corporate name; and any corporation hereafter incorporated which is co-operative according to the provisions of this Part shall use the word "Co-operative" as a part of its name. Unlawful use of word co-operative.

Penalty.

(2) Every person guilty of a contravention of subsection 1 shall incur a penalty not exceeding \$100, and in default of payment shall be liable to imprisonment for a term not exceeding three months.

(3) The provisions of this section shall not apply to a company incorporated by or under the authority of the Parliament of Canada.

Abbreviation of word co-operative.

152*f*. Where the corporation, or any director, manager, officer, employee or member uses the name of the corporation the word "Co-operative" may be abbreviated to "Co-op."

Transfers of shares.

152*g*. No transfer of shares of the company shall be valid unless and until authorized by the board of directors.

Capital in form of notes.

152*h*. The capital of corporations, not having share capital, may be in the form of a promissory note, called capital note, of each member, payable on demand, or a joint and several note signed by each member, payable on demand, to the corporation in such amounts and in such manner as the by-laws of the corporation may prescribe.

Application of capital notes.

152*i*. The capital notes shall be the absolute property of the corporation and any or all of them may be used by the board of directors, subject to the by-laws of the corporation, as collateral security for any loan or advance to the corporation.

Members may pay capital note in cash.

152*j*. Any member may, subject to the by-laws of the corporation, and with the consent of the board of directors, but not otherwise, pay all or part of his capital note in cash to the corporation.

Extent of liability of members.

152*k*. Whenever the capital notes of any of the members are deposited as security for a debt, loan or advance, all the members shall individually share the liability in proportion to the value of the capital note given to the association by each member, but no member shall be liable for a greater amount than the unpaid portion of his capital note.

Members not liable until execution returned unsatisfied.

152*l*. Members shall not be individually liable to meet their capital notes for any liability of the corporation to any creditor before execution against the corporation has been returned unsatisfied in whole or in part.

152m. Parts VII. and VIII. of this Act shall not apply to a corporation the authorized capital of which is less than \$10,000. Companies with capital less than \$5,000.

152n. Membership in a corporation may be transferred, but no such transfer shall be valid unless and until authorized by the Board of Directors. Transfer of membership.

152o. Branches may be organized in any district with the consent of the board of directors by at least five members; Establishment of branches.

A branch shall enact by-laws in conformity with this Act, but no such by-laws shall take effect until approved by the board of directors.

152p. A branch shall establish a local board of management which shall have such powers and duties as shall be prescribed from time to time or as may be delegated to it by the board of directors. Local board of management of branch.

152q. Every corporation incorporated under this Part shall— By-laws.

(a) file a copy of the by-laws or amendments thereof from time to time, certified by the president and secretary, with the seal of the corporation affixed thereto, in the office of the Provincial Secretary, and the by-laws shall not be valid or acted upon until so filed; Filing copy.

(b) deliver to every member on demand in writing a copy of the by-laws; Delivering copies to members.

(c) transmit forthwith to the office of the Provincial Secretary a copy of the balance sheet, statement of income and expenditure and report of the auditor presented at the last annual meeting; Transmit statements to provincial secretary.

(d) deliver to every member on demand in writing a copy of the said balance sheet, statement of income and expenditure and report of the auditor. Delivering statements to members.

152r.—(1) The Provincial Secretary may upon the application of any ten members, each of whom has been a member for not less than six months immediately preceding the date of application— Powers of provincial secretary on application, by members.

(a)

- (a) require the corporation to make a return upon any special subject connected with the affairs of the corporation, and the corporation shall make such return within the term mentioned in the notice requiring such return;
- (b) appoint an accountant to audit the books of the corporation and to report thereon;
- (c) appoint an inspector or inspectors to examine, inspect and report upon the affairs of the corporation;
- (d) call a special meeting of the corporation;
- (e) direct at what time and place a special meeting called as aforesaid is to be held, and what matters are to be discussed and determined at the meeting, and the meeting shall have all the powers of a meeting called according to the by-laws of the corporation, and shall in all cases have power to appoint its own chairman, any by-laws of the corporation notwithstanding.

Expenses
of audit,
etc.

- (2) The expenses incidental to such audit, inspection, or meeting shall be defrayed by the members applying for the same, or officers, or former members or officers, in such proportion as the Provincial Secretary shall direct.

Powers of
auditor
or in-
specter.

- (3) An auditor or inspector appointed under this section may require the production of all or any of the books, accounts, securities and documents of the corporation and may require its officers, members, agents and servants to furnish such evidence as may be deemed advisable in relation to its business.

Applica-
tion of
other pro-
visions of
Act.

- 152s. Except where inconsistent with the provisions of this Part, the provisions of this Act which apply to companies with share capital shall apply to co-operative corporations using capital in the form of capital notes and the word "share" and "shareholder" in such provisions shall be taken to mean "capital note" and "member" respectively of co-operative corporations.

CHAPTER 39.

An Act to amend The Ontario Railway Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. *The Ontario Railway Act* is amended by adding the following as section 107a:— Rev. Stat.
c. 185,
amended.

107a.—(1) It shall be unlawful to use on a car of a street railway or of a railway operated by electricity on the highway any lighted device of over four candle power equipped with a reflector unless the same shall be so designed, deflected or arranged that no portion of the beam of reflected light when measured seventy-five feet or more ahead of the lamp shall rise above 42 inches from the level surface on which the car stands. Use of
certain
lights
prohibited.

(2) For every contravention of subsection 1 the person offending shall incur a penalty of not less than \$10 or more than \$100 recoverable under *The Ontario Summary Convictions Act*. Penalty.

(3) Subsections 1 and 2 shall not come into force until a day to be named by the Lieutenant-Governor by his Proclamation. Procla-
mation of
section.

CHAPTER 40.

An Act to amend the Ontario Telephone Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Ontario Telephone Amendment Act, 1917*.

Rev. Stat.
c. 188, s. 2,
amended.

2. Subsection (f) of section 2 of *The Ontario Telephone Act* is amended by adding after the word "who" in the second line the words "being a landowner" and by adding at the end thereof the words "and upon whose property an annual special rate is or may be levied and collected for the purpose of paying the cost of establishing such system or any extension thereof."

Rev. Stat.
c. 188,
s. 17 (10),
amended.

3. Subsection 10 of section 17 of the said Act is amended by adding at the end thereof the words "and the initiating municipality shall thereupon offer to purchase such system or part thereof at the price so fixed."

Rev. Stat.
c. 188, s. 18,
amended.

4. Section 18 of the said Act is further amended by adding the following subsection:—

Special
rate for
extensions.

(2) If the share of the cost to each subscriber of the establishment of any extension is more than the share of the cost to each subscriber of the establishment of the original system the initiating municipality may, with the approval of the board, and subject to such conditions as the board may prescribe, levy upon the property of each subscriber for such extension such annual special rate as in the opinion of the board may be sufficient to discharge the debt incurred by the establishment of such extension in equal annual instalments of principal and interest.

5. Section 20 of the said Act as amended by section 13 of chapter 32 of the Acts passed in the 4th year of the reign of His Majesty King George the Fifth is amended by striking out the word "establishment" in the second line and substituting therefor the word "location" and by striking out the words "and may embody the terms of such agreement in the by-law for establishing or extending the system."

Rev. Stat.
c. 188, s. 20,
amended.

6. Section 20 of the said Act is further amended by adding the following subsection:—

- (2) In the event of the subscribers being unable to agree as to the location of the central office or switchboard in any municipality the same shall be determined by the board.

Location of
central
office or
switchboard.

7. Subsection 1 of section 21 as amended by section 10 of chapter 33 of the Acts passed in the 5th year of the reign of His Majesty King George the Fifth is amended by adding at the end thereof the words "and a majority of the commissioners may exercise all the powers of the said board."

Rev. Stat.
c. 188,
s. 21 (1),
amended.

8. Subsection 1a of section 21 of the said Act, as enacted by section 11 of chapter 33 of the Acts passed in the 5th year of the reign of His Majesty King George the Fifth is amended by striking out the words "the annual" in the first line and substituting therefor the words "every system established under this part shall hold a general" and by striking out the word "the" in the first line and substituting therefor the word "its" and by striking out the words "shall be held" in the first line.

Rev. Stat.
c. 188, s.
21 (1a),
amended.

9. Subsection 1b of section 21 of the said Act enacted by section 11 of chapter 33 of the Acts passed in the 5th year of the reign of His Majesty King George the Fifth, is amended by adding after the word "commissioners" in the first line the words "or where there are no commissioners the clerk of the initiating municipality," by adding after the word "meeting" in the second line the words "provided for in the preceding subsection," by adding after the word "is" in the second line the words "to be" and by adding after the word "held" in the second line the words "prepare or procure to be prepared and."

Rev. Stat.
c. 188, s.
s. 21 (1b),
amended.

10. Section 21 of the said Act is further amended by adding the following subsections:—

Rev. Stat.
c. 188, s. 21,
amended.

Who
may vote.

- (4a) Subject to the provisions of the preceding subsection no person other than a subscriber shall be entitled to vote at any general meeting of subscribers nor shall such person be eligible for election as a commissioner.

Board of
commission-
ers to
exercise
powers of
council.

- (7) Subject to the provisions of subsections 6 and 8 of this section upon and after the election of the commissioners as hereinbefore provided, all powers, rights, authorities and privileges which are by this Act conferred on the initiating municipality and exercisable by the council thereof shall be exercised by the board of commissioners and not by the council of the initiating municipality.

Council to
provide
money
required.

- (8) Nothing contained in this section shall affect the power and obligation of the council to provide from time to time the money required for the establishment and maintenance of any system or any extension thereof, and the treasurer of the municipality shall upon the request in writing of the board of commissioners pay over any money so provided.

Rev. Stat.
c. 188, s. 26,
amended.

11. Section 26 of the said Act is further amended by adding the following subsections:—

Prohibition
as to
operators
divulging
conver-
sations.

- (7b) Every operator or other person in the employ of a telephone company who divulges the purport or substance of any conversation or message except when lawfully authorized or directed so to do, is guilty of an offence and shall, on summary conviction before a justice of the peace, be liable to a penalty not exceeding \$25 or to imprisonment for a term not exceeding thirty days or to both penalty and imprisonment.

Penalty.

Case of
other
persons
divulging
conversa-
tions.

- (7c) Every person who, acquiring knowledge of any conversation or message passing over the lines of a telephone system not addressed to or intended for such person, divulges the purport or substance of such conversation or message except when lawfully authorized or directed so to do, is guilty of an offence and shall, on summary conviction before a justice of the peace be liable to a penalty not exceeding \$25, or to imprisonment for a term not exceeding thirty days or to both penalty and imprisonment.

12. Section 29 of the said Act is amended by adding after the word "any" in the sixth line the word "other," by adding after the word "company" in the sixth line the words "whether such other company is," by striking out the words "which has been declared to be a work for the general advantage of Canada or which is not" in the seventh and eighth lines, and by adding after the word "Ontario" in the ninth line the words "or otherwise."

Rev. Stat.
c. 188, s. 29,
amended.

13. The said Act is further amended by adding the following section:—

Rev. Stat.
c. 188,
amended.

33a. Where the telephone system or lines of any company within the legislative jurisdiction of the Province of Ontario and the system or lines of any telephone company within the jurisdiction of the Parliament of Canada are situate in such proximity to one another as to make it practicable for such systems or lines to be so connected as to provide direct communication whenever required, between any telephone on the one system or line and any telephone on the other system or line either of such companies or any municipal corporation or other public body or any person interested may file with the secretary of the board, and with the secretary of the Board of Railway Commissioners for Canada, an application for an order that such connection should be made together with evidence of service of such application upon the companies interested or affected, and the provisions of paragraphs *b*, *c*, *d* and *e* of subsection 1 of section 131 of *The Ontario Railway Act*, with the necessary adaptation, shall apply to every such application.

Intercom-
munication
between
Dominion
and Pro-
vincial Cos.

Rev. Stat.
c. 185.

CHAPTER 41.

An Act to amend an Act to authorize and confirm Grants by Municipal Corporations for Patriotic Purposes.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

5 Geo. V.
c. 37, s. 1,
amended.

1. Clause (e) of section 1 of *The Act to authorize and confirm Grants by Municipal Corporations for Patriotic Purposes* is amended by inserting after the word "equipment" in the first line the words "for any battalion the members of which are enlisted for overseas service during the present war or."

5 Geo. V.
c. 37, s. 1,
amended.

2. Clause (f) of section 1 of *The Act to Authorize and Confirm Grants by Municipal Corporations for Patriotic Purposes* is amended by striking out the word "dependents" in the first line thereof and by substituting the following words therefor: "parents, widows, children, sisters or brothers, or any person acting *in loco parentis*."

5 Geo. V.
c. 37, s. 1,
amended.

3. Section 1 of the said Act is amended by adding the following clause after clause (b):—

(bb) The British Red Cross Fund and The British Sailors' Relief Fund.

5 Geo. V.
c. 37, s. 1,
amended.

4. Clause (m) of section 1 of the said Act as enacted by section 1 of the Act passed in the 6th year of the reign of his present Majesty, chaptered 40, is repealed, and the following substituted therefor:—

Fund for
aiding
widows,
children,
parents,
dependents,
etc.

(m) Any fund established for providing allowances to widows, children, widowed mothers, parents, persons acting *in loco parentis*, or dependents of officers and men, who were residents of the municipality six months prior to enlistment, and who have died or may die while on active service with the naval or military forces of the British Empire and Great Britain's Allies, or while returning home thereafter."

5. Section 1 of the said Act is amended by adding thereto the following clause:—

5 Geo. V.
c. 37, s. 1,
amended.

- (n) Provide for grants to officers and men who have returned from active service with the naval or military forces of the British Empire or Great Britain's Allies and who were residents of the municipality for six months prior to enlistment.

Grants to
returned
officers and
men.

6. Section 1 of the said Act is further amended by inserting the following as subsection 2:—

5 Geo. V.
c. 37, s. 1,
amended.

- (2) Any municipal corporation may expend moneys for the following purposes:—

Expendi-
tures for
certain
purposes.

(a) For the purchase of rifles, ammunition and horses;

(b) For the protection of any municipal property;

(c) For pay to soldiers for picket duty and for expenses incurred in connection with returned soldiers;

(d) For any other expenditures incurred by the municipality in carrying out the provisions of this Act and amendments thereto.

7. Moneys appropriated by the council of any municipality under clauses (f) and (g) of section 1 of the said Act shall not be liable to attachment.

When
moneys not
liable to
attachment.

8. This Act shall be deemed to have been in force since the 4th day of August, 1914, and any grants heretofore made for any of the foregoing purposes are confirmed and declared to be legal, valid and binding.

Act retro-
active and
grants
confirmed.

9. The by-laws set out as Schedule "A" hereto are hereby confirmed and declared to be legal, valid and binding.

By-laws,
confirmed.

SCHEDULE "A."

BY-LAW NUMBER 653.

OF THE COUNTY OF WENTWORTH.

A By-law *re* insurance on the lives of County men of the County of Wentworth.

Whereas it is considered desirable to effect insurance on the lives of all men residents of the County other than the City of Hamilton, who enlist in Wentworth régiments of the active militia of Canada for service in Europe.

Be and it is hereby enacted:

1. That the insurance in effect on the lives of the men residents of the County other than the City of Hamilton, who have enlisted in Wentworth régiments of the active militia of Canada for service in Europe, under policies of insurance with the Aetna Life Insurance Company, and policies of insurance with the Sun Life Insurance Company, be and the same is hereby confirmed.

2. That the warden and treasurer are hereby authorized to effect insurance with the Aetna Life Insurance Company and the Sun Life Assurance Company on the lives of:—

A. (1) Each recruit who, since the 4th day of August, 1914, has enlisted.

(2) On each recruit who may in the future enlist in the Wentworth régiments of the active militia of Canada for service in Europe.

B. On each man who is already enrolled in the Wentworth régiments, and who may volunteer for service in Europe, as follows:—

(1) On the life of an unmarried man, the sum of \$500, the policy being payable to his mother, if alive, and in the event of his mother not being alive, to his estate.

(2) On the life of a married man without children, the sum of \$1,000, the policy being payable to his wife.

(3) On the life of a married man, with children, the sum of \$1,250, the policy being payable to his wife and children.

3. That the warden and treasurer are authorized to pay all future premiums payable under each of said policies as they mature, until the insured is discharged from further military duty, or from three months after the termination of the present war.

Dated this 10th day of August, 1915.

Passed in Council this 10th day of August, A.D. 1915,

JOHN DOUGLAS,
Warden.

J. W. JARDINE,
Clerk.

BY-LAW NUMBER 666.

OF THE COUNTY OF WENTWORTH.

Respecting the Wentworth Soldiers' Benefit Fund Committee.

The Council of the Corporation of the County of Wentworth enacts as follows:—

1. That Council of the Corporation of the County of Wentworth hereby creates and establishes a committee to be designated "The County of Wentworth Soldiers' Benefit Fund Committee," hereafter called the "Committee."

2. The objects and purposes of this committee shall be as follows:—

(a) To insure or keep insured (should the committee deem it advisable) the lives, for the benefit of dependents, of officers and men, bona-fide residents of the municipality for three months prior to the date of his enlistment, who, during the present war, may be on active service with the naval or military forces of the British Empire and Great Britain's allies.

(b) To control, manage and deal with the insurance that may hereafter be effected upon the lives of the said soldiers in such manner as the committee deem advisable, or to cancel any such insurance, and subject to the provisions hereinafter set forth to pay out of the amounts to be received from such insurance.

3. The committee shall consist of J. H. Dickenson, J. F. Vance, John Douglas, J. E. Peart and Archibald Cochrane, until the first meeting of the Council in the year 1917. At the first meeting of the Council in each year, a committee shall be appointed to act under this by-law for the current year.

4. A majority of the committee shall constitute a quorum for the transaction of business, and the decision of a majority of those present at any meeting shall be final.

5. The officers of the committee shall consist of a chairman, vice-chairman, secretary and treasurer.

6. The treasurer of the county corporation shall be treasurer of the committee, and the other officers shall be appointed by the committee.

7. The committee shall not incur any debt beyond the amount of funds on hand, and such further amounts as may be authorized by the Council.

8. All funds of the committee shall be under the control of the committee, and shall be paid out in manner following:—

(a) Subject to the provisions hereinafter contained, all sums paid to dependents of married men shall be paid in monthly instalments of \$20.00 each, and all sums paid to dependents of unmarried men shall be paid in monthly instalments of \$15.00 each.

(b) Any such sums as may be necessary to pay insurance premiums on the lives of officers and men insured under the provisions of this by-law.

9. Unless the committee otherwise directs, the payments of such monthly instalments shall commence at the expiration of thirty days from the date that the committee is furnished with satisfactory evidence of the death of any of such officers or men, and if required by committee, other proofs of claim.

10. In no case shall the total amount paid to dependents of married men exceed the sum of \$1,000, and in no case shall the total amount paid to dependents of unmarried men exceed the sum of \$500.

11. The committee shall have the power to pay a lump sum not exceeding the above-mentioned amounts in lieu of payment by in-

stalment and may vary the amount of such instalment. The County Council may vary the provisions and conditions herein contained and make such further provisions and conditions respecting the said fund and committee as the council deem expedient.

12. The committee shall keep proper records of all moneys received and paid out and shall, whenever requested so to do by the County Council, make report upon all such moneys received and paid out.

13. In the event of the committee not being able to effect insurance on the lives of officers and men with any satisfactory insurance company, except on the payment of premiums which the committee consider excessive, then the county will itself carry the insurance on the lives of the officers and men, and from time to time pay out of the general fund of the county, to the committee, such sums of money as an equivalent to what would have been paid by an insurance company or companies on the death of any officer or man.

14. The county council shall from time to time, upon the request of the committee, authorize to be paid out of the general funds of the county, or otherwise, to the committee such sums of money as shall be necessary to pay the premiums on the insurance effected with insurance companies on the lives of officers and men.

15. On the event of there being a balance after the work of the committee has been completed, or in the event of the committee ceasing to act or being abolished, any balance of the fund shall revert to the county corporation.

16. That the sum of \$6,000.00 and interest, part of the sum of money authorized to be raised under the provisions of By-law Number 660, be paid over to the committee to be dealt with by them under the provisions of this by-law.

Passed this 25th day of July, 1916.

J. H. DICKENSON,
Warden.

J. W. JARDINE,
Clerk.

BY-LAW NUMBER 672

OF THE COUNTY OF WENTWORTH.

By-Law to amend By-Law Number 666.

The Council of the Corporation of the County of Wentworth enacts as follows:—

1. That section No. 2 of said by-law be amended by adding thereto the following paragraph (c):—

(c) To grant aid to wives, children and dependent relatives of officers and men, bona fide residents of the municipality for three months prior to his or their enlistment, who during the present war shall die whilst on active service with the naval or military forces of the British Empire and Great Britain's Allies.

(2) That section No. 8, subsection (a) of said by-law be amended by adding after the words "sums paid" in the second and third lines, the words "under the provisions" of section 2, subsections (a) and (b).

(3) That said section No. 8 be further amended by adding thereto the following paragraph:—

(c) Subject to the provisions hereinafter contained, all sums paid the wives, children and dependent relatives of married men, under the provisions of section 2, subsection (c), shall be paid in monthly instalments of \$20 each, and all sums paid the dependent relatives of unmarried men, under the provisions of section 2, subsection (c), shall be paid in monthly instalments of \$15 each.

(4) That section No. 10 of said by-law be struck out, and the following section be substituted therefor:—

10. In no case shall the total amount paid to wives, children and dependent relatives or dependents of married men, as above provided, exceed the sum of \$1,000 and in no case shall the total sum paid the dependent relatives or dependents as above provided of unmarried men exceed the sum of \$500.

5. That section No. 14 of said by-law be amended by striking out all after the word "necessary" in the fourth line and by substituting therefor the words "for the objects and purposes set out in paragraph two hereof as amended."

Passed this 15th day of November, 1916.

J. H. DICKENSON,
Warden.

J. W. JARDINE,
Clerk.

CHAPTER 42.

The Municipal Amendment Act, 1917.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 192, s. 193,
amended. **1.** Subsection 1 of section 193 of *The Municipal Act* is amended by adding at the end thereof the words “but the council of any county may, by by-law, provide that the first meeting shall be held at half-past seven o’clock in the evening instead of two o’clock in the afternoon.”

Rev. Stat.
c. 192,
s. 241,
amended. **2.** Section 241 of *The Municipal Act* is amended by striking out the word “shall” in the first line and inserting in lieu thereof the words “may in his discretion.”

Rev. Stat.
c. 192,
s. 288 (4),
amended. **3.—(1)** Subsection 4 of section 288 of *The Municipal Act* is amended by adding at the end the following proviso:—

Multiples
of \$100.

Provided, that each instalment of principal may be for an even \$100, \$500, or \$1,000, or multiple thereof, and notwithstanding anything herein contained, the annual instalments of principal and interest may differ in amount sufficiently to admit thereof.

S. 288,
amended. **(2)** Section 288 of *The Municipal Act* is amended by inserting the following subsection after subsection 4:—

Equal
instalments
of principal
with in-
terest on
balances.

(4a) Instead of the principal being made payable as hereinbefore in this section provided the by-law may provide that the principal may be repaid in equal annual instalments with interest annually or semi-annually upon the balances from time to time remaining unpaid.

(3) Subsection 5 of section 288 of *The Municipal Act* is amended by inserting after the figure "4," in the first line, the words "and subsection 4a." Sec. 288 (5) amended.

4. Subsection 1 of section 297 of *The Municipal Act* is amended by striking out the words "two cents" in the sixth line and substituting the words "two and a half cents." Rev. Stat. c. 192, s. 297 (1), amended.

5. Section 321 of *The Municipal Act* is amended by inserting after the word "land" in the third line of clause (d) the words "or where leave to enter on such land is desired under section 324." Rev. Stat. c. 192, s. 321, amended.

6. Section 347 of the said Act is amended by inserting after the word "award" in the eighth line thereof the following words, "or after the determination of any appeal therefrom." Rev. Stat. c. 192, s. 347, amended.

7. Section 347 of *The Municipal Act* is amended by adding at the end thereof the following words:— Rev. Stat. c. 192, s. 347, amended.

"and if the by-law has been registered or a caution in respect of it has been filed the corporation shall forthwith cause a certificate signed by the mayor and clerk and sealed with the corporation's seal, stating that the by-law stands repealed, to be registered in the proper registry office or the caution to be removed as the case may be."

8. Section 347 of *The Municipal Act* is amended by adding thereto the following subsections:— Rev. Stat. c. 192, s. 347 amended.

(2) Subject to the provisions of subsection 3, where the expropriating by-law did not authorize or profess to authorize any entry on or use to be made of the land except for the purpose of survey, or if the by-law gave or professed to give such authority but it has not been acted on, the council may at any time before the making of the award, and whether or not arbitration proceedings have been begun, repeal the by-law and if that is done the repealing by-law shall, if the expropriating by-law has been registered, be forthwith registered by the corporation in the proper registry office or if the land is under *The Land Titles Act* and a caution has been filed, the corporation shall forthwith remove the caution and the costs and damages mentioned in subsection 1 shall be paid by the corporation as therein provided.

(3)

- (3) Subsection 2 shall not in any way affect or apply to the rights of any person under an award heretofore made.

Rev. Stat.
c. 192,
s. 354 (7),
amended.

9. Subsection 7 of section 354 of *The Municipal Act* is amended by inserting after the word "judge" in the third line the words "or the Police Magistrate."

Rev. Stat.,
c. 192, s. 365,
amended.

10. Section 365 of *The Municipal Act* is amended by adding thereto the following words: "In the case of a township, the remuneration of such constable or constables may, if the council deems proper, be paid by a general rate levied on any defined section or area of the township."

11. Section 393 of *The Municipal Act* is amended by striking out the words and figures "having a population of not less than 100,000" in the second line.

Rev. Stat.
c. 192, s. 406,
par. 4
repealed.

12.—(1) Paragraph 4 of section 406 of *The Municipal Act* is repealed.

Rev. Stat.
c. 192, s. 399,
amended.

(2) Section 399 of *The Municipal Act* is amended by adding the following as paragraph 39a:—

Food and Fuel.

Power to
buy and sell
fuel and
food.

39a. With the approval of the Municipal Board and within the limitations and restrictions and under the conditions prescribed by Order of the Board.

- i. For buying and storing fuel and such articles of food as may be designated by Order of the Board and for selling the same to dealers and residents of the municipality;
- ii. For acquiring land, erecting buildings, establishing, conducting and maintaining depots, stores, warehouses and yards and purchasing machinery, plant, appliances and equipment necessary for such purposes;
- iii. For appointing officers, clerks and servants to manage and conduct such businesses;
- iv. For making rules and regulations and doing all such other acts and things as may be necessary for the full and proper carrying out of such powers.

v. For borrowing from time to time by the issue of debentures payable in not more than ten years from the date of issue the money necessary for such purposes.

(a) The by-law need not be assented to by the electors but shall require a vote of two-thirds of all the members of the council.

(b) After the by-law has been approved by the Municipal Board it shall also be approved by the Lieutenant-Governor in Council and may then be finally passed by the Council.

13. Section 399 of *The Municipal Act* is amended by inserting the following as paragraph 55a:—

Rev. Stat.
c. 192, s. 399
amended.

Seeds—Purchase and Donation of.

55a. For purchasing supplies of any or all kinds of vegetable and root seeds and donating them to residents of the municipality on such terms and conditions as may be fixed by the by-law for the purpose of promoting and aiding the production of crops from the planting of such seeds.

14.—(1) Paragraph 5 of section 406 of *The Municipal Act* is amended by inserting before the word “of” where it occurs in the third line the words “of garbage or of garbage and other refuse or.”

Rev. Stat.
c. 192, s.
406 (5),
amended.
Garbage
collection.

(2) Paragraph 6 of section 406 of *The Municipal Act* is amended by inserting before the word “of” where it occurs in the second line the words “of garbage or of garbage and other refuse or.”

Rev. Stat.
c. 192, s.
406 (6),
amended.

(3) This section shall take effect as and from the first day of January, 1914.

15. Clause (a) of paragraph 6 of section 406 of *The Municipal Act* is amended by adding at the beginning thereof the words “Subject to clause (c),” and by adding the following as clause (c);

Rev. Stat.
c. 192, s. 406,
amended.

(c) In the case of a place of worship the council may by by-law provide that the special rate shall be imposed upon the land according to its assessed value exclusive of the assessed value of the buildings.

Special
rate on
churches.

Rev. Stat.
c. 192, s.
406a
amended.

16. Section 406a of *The Municipal Act*, as enacted by section 13 of *The Municipal Amendment Act, 1914*, is hereby amended by striking out the words "having a population of not less than 200,000."

Rev. Stat.
c. 192, s. 408
amended.

17. Section 408 of *The Municipal Act* is amended by adding thereto the following as paragraph 7:—

Seeds—Refuse from Cleaning of.

Refuse from
grass or
clover seed.

7. For compelling the destruction or regulating the disposal of the refuse obtained in the process of cleaning grass or clover seed.

Rev. Stat.
c. 192, s. 409,
amended.

18. Section 409 of *The Municipal Act* is amended by adding the following thereto as paragraphs 2c and 2d:—

Not to pre-
vent ex-
tension of
building.

2c The passing of a by-law under this section shall not prevent the extension or enlargement of any building used for any of the purposes mentioned in this section at the time of the passing of the by-law.

Prohibiting
sale of
goods.

2d For prohibiting the sale of goods, wares and merchandise on any private lands within any defined area or areas, or on lands abutting on any defined highways or part of a highway, to which any by-law passed under paragraphs 2, 2a, or 2b of this section applies.

Rev. Stat.,
c. 192, s. 411,
amended.

19. Section 411 of *The Municipal Act* is amended by inserting the following as paragraph 1a:—

Garbage, Ashes, etc.—Removal of.

Removal
of ashes,
garbage,
etc.

1a. For exercising the powers conferred on cities and towns by paragraph 6 of section 406, with reference to the collection, removal and disposal by the corporation of ashes, garbage and other refuse.

Rev. Stat.
c. 192, s. 420,
amended.

20. Paragraph 4 of section 420 of *The Municipal Act* is repealed and the following substituted therefor:—

Plumbers.

Plumbers.

4. For licensing, regulating and governing plumbers, master plumbers and journeymen plumbers;

"Master
plumber."

(a) For the purposes of this paragraph "master plumber" shall mean a person who is skilled in the planning

planning, superintending and installation of plumbing, is familiar with the laws, rules and regulations governing the same, has a regular place of business in the municipality and who himself or by journeymen plumbers, in his employ performs plumbing work.

- (b) A "journeyman plumber" shall mean a person Journeyman plumber. other than a master plumber who has been in the employ of a master plumber for not less than one year and desires to follow plumbing as his calling.

21.—(1) Section 449 of *The Municipal Act* is amended Rev. Stat. c. 192, s. 449, by adding thereto the following subsections after subsection amended.
(11):—

- (11a) In the case of a bridge crossing a river, stream, pond, or lake the approaches to the bridge Approaches—when to form part of bridge. whether consisting of embankments or other artificial works to the extent to which they are rendered necessary on account of the waters of the river, stream, pond or lake overflowing the highway on one or on both sides of the river, stream, pond or lake in times of freshets or at any other time, shall be deemed for the purpose of this section to form part of the bridge.

- (11b) This section shall also apply to a bridge which it is proposed to construct, including a bridge to replace an existing one and a bridge to replace one that has been carried away or destroyed or so damaged that it is necessary to rebuild it, and the application may be made before the work of construction is begun. Application of section to construction and renewal of bridge.

- (11c) In the case of an application to which the next preceding subsection applies it shall be the duty of the judge to consider and determine whether a bridge of the length of that which it is proposed to erect is necessary for the purpose for which it is to be erected and if he is of opinion that a bridge of 300 feet or less will be sufficient for that purpose it shall be the duty of the judge so to determine and to refuse to make an order under this section. Determination by judge as to length of bridge required.

- (11d) Where an application has been made under this section within twelve months before the enactment of subsections 11a, 11b and 11c and has been refused but ought to have been granted if Provision for new application in certain cases. those

those subsections had then been in force notwithstanding the provisions of subsection 11, a new application may be made at any time.

Rev. Stat.
c. 192, s.
449 (12),
amended.

(2) Subsection 12 of the said section 449 is amended by adding to it the following words "or in a case to which subsection 11b applies as to the proportions in which the cost of constructing and maintaining the bridge and keeping it in repair shall be borne by their respective corporations."

Rev. Stat.
c. 192, s. 483,
p. 3
amended.

22.—(1) Paragraph 3 of section 483 of *The Municipal Act* is amended by inserting after the words "side walks," in the third line, the words; "and for permitting the owners of land abutting on one side of a highway to construct, maintain and use a bridge or other structure across the highway for the purpose of access to land owned by such owners on the other side of the high-way," and by inserting after the word "made" in the fourth line the word "constructed."

Rev. Stat.
c. 192, s. 483,
cl. b
amended.

(2) Clause b of paragraph 3 of section 483 of *The Municipal Act* is amended by inserting after the word "opening" in the fourth line the words "bridge or structure."

Rev. Stat.
c. 192, s.
516 (1),
amended.

23. Clause d of subsection 1 of section 516 of *The Municipal Act* is amended by inserting after the word "supplying" the word "water."

Rev. Stat.
c. 192,
form 2,
amended.

24. Form 2 of *The Municipal Act* is amended by striking out the figures 6 and 7, in the third line of note (d) and substituting for them the figures, 5 and 6.

Form 20
amended.

25. Form 20 of *The Municipal Act* is amended by substituting for the word "to" between the word "submitted" and the word "the" in the counterfoil to the form of ballot paper the word "by" and the counterfoil to the ballot paper in Form 22 is amended in the same way.

Form 23
amended.

26. Form 23 of *The Municipal Act* is amended by striking out the words "High Court of Justice" and substituting for them the words "Supreme Court of Ontario."

CHAPTER 43.

An Act to grant to Women the Right to Vote at
Municipal Elections.*Assented to 12th April, 1917.*

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. This Act may be cited as *The Women's Municipal Franchise Act*. Short title.

2. There shall be granted to women the same right to vote Women to
at municipal elections as is possessed by men and for that vote at mu-
purpose the following amendments are made: nicipal
elections.

(a) Subsection 3 of section 24 of *The Municipal Act* Rev. Stat.
is amended by striking out the word "male" in c. 192,
the first line, and by striking out the word "or" s. 24 (3),
in the second line and substituting for the word amended.
"or" the words "and every resident male house-
holder of the full age of 21 years and a British
subject."

(b) Subsection 1 of section 56 of *The Municipal Act* is Rev. Stat.
amended by striking out clause (a) being the c. 192, s. 56
words "a male, a widow or an unmarried (1), amended
woman," and by striking out of clause (e) the
words "or in the case of a male whose wife is or
was entitled to be rated" in the first and second
lines.

(c) Subsection 11 of section 37 of *The Assessment Act* Rev. Stat.
is repealed and the following subsections substi- c. 195, s. 37
tuted therefor: (11), re
pealed.

(11) Where a married woman is assessed as Notice by
owner of real property rated for an amount wife to
sufficient to entitle her to vote at municipal enable
elections and desires that her husband shall husband to
be entitled to vote instead of herself she vote in
may file with the assessor, or if there is her stead.
one, the assessment commissioner, before
the

the date fixed for the return of the roll, a notice setting out all the real property owned by her in the municipality and stating that she desires that her husband shall have the right to vote instead of herself, and the assessor or assessment commissioner shall thereupon enter upon the roll as owner the name of the husband instead of the wife.

(11a) If the notice is not filed as provided by subsection 11 a notice to the same effect may be filed with the clerk within the time allowed for appeals to the Court of Revision and the Court of Revision shall in compliance with such notice and without further evidence direct the name of the husband to be entered on the roll as owner instead of the wife.

(11b) In either case the husband shall be entitled to be entered on the voters' list as the owner of the property and to vote.

CHAPTER 44.

An Act respecting Surveys and Plans of Land in or
near Urban Municipalities.*Assented to 12th April, 1917.*

HIS MAJESTY, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. This Act may be cited as *The Planning and Develop-* Short title.
ment Act.

2. In this Act,

Interpreta-
tion.

(a) "Urban Zone" shall mean

"Urban
zone."

In the case of a city the area within five miles
of said city, but exclusive of any part of
another city;

In the case of a town the area within three miles
of said town, but exclusive of any part of
a city or other town;

In the case of a village the area within three
miles of such village, exclusive of any part
of a city or town or other village.

(b) Where part of a town or village is within the
urban zone of a city, or part of a village is
within the urban zone of a town, the whole of
such town or village shall be deemed to be with-
in the urban zone of such city or town, as the
case may be;

(c) "Joint urban zone" shall mean an area included "Joint
within the urban zones, as above defined, of zone."
two or more municipalities;

(d)

"Senior municipality."

(d) "Senior municipality" shall mean as between a city, town or village, the municipality of the higher class, and as between two municipalities of the same class it shall mean the municipality having the larger population, according to the last revised assessment roll of each;

"Board"

(e) "Board" shall mean "Ontario Railway and Municipal Board."

Application of Act.

3. This Act shall apply to lands within cities, towns and villages and the urban zones as above defined surrounding the same.

Adoption of general plan.

4.—(1) The council of a city, town or village may procure to be made for adoption by it a general plan of such city, town or village, and the urban zone adjoining it; or of such portion of the same as such council may deem expedient.

What plan to show.

(2) Such plan shall show all existing highways and any widening extension or relocation of the same which may be deemed advisable, and also all proposed highways, parkways, boulevards, parks, play grounds and other public grounds or public improvements, and shall be certified by an Ontario land surveyor.

Amendment

(3) Such plan may be amended from time to time by the council as it may deem expedient.

Approval of plan by board.

(4) Such general plan, or plan amending the same, shall be approved by the board before being finally adopted by the council of such city, town or village, and upon the application to the board for such approval the council of all municipalities concerned shall, after notice to them, be entitled to be heard by counsel or agent.

Changes by board.

(5) Upon such application the board shall have power to order such changes to be made in such plan as it may deem necessary or proper.

Filing of plans when approved.

(6) A copy of such general plan, and of any plan amending the same, as approved by the board and adopted by the council, shall be filed with the clerk of the city, town or village, and with the clerk of any municipality within which is situate such urban zone or any part thereof, and also with the Board, and in the case of a joint urban zone a copy of said plan shall also be filed with the clerk of each of the urban municipalities which such joint urban zone adjoins, and such plans shall be open to inspection without fee by any person at all reasonable times.

Plans not to be registered until approved.

5.—(1) No plan of survey and subdivision of land within a city, town or village shall be registered unless it has been approved by the council of such city, town or village, or by the board.

(2) No plan of survey and subdivision of land within an urban zone or joint urban zone shall be registered unless it has been approved by the council of each municipality within which any part of such land is situate, and by the council of any city, town or village which such urban zone or joint urban zone adjoins, or by the board.

(3) No plan of survey and subdivision of land abutting on a highway of a less width than 66 feet, or upon which there is laid out a street of a less width than 66 feet, shall be registered unless it has been approved by the proper municipal council or councils and by the board.

(4) No lot laid down on a plan of survey and subdivision of land which has not been approved as in this section required, shall be sold or conveyed by a description referring to such plan or to the lot as laid down on such plan.

6. Where any person is desirous of surveying and subdividing into lots, with a view to the registration of a plan of survey and subdivision, a tract of land situate in any city, town or village, or in any urban zone, the following proceedings shall be had and taken:—

Proceedings to be taken by persons desiring to register plan.

(1) Such person shall submit a plan of the proposed survey and subdivision prepared in accordance with the provisions of *The Registry Act* to the council of the city, town or village, and also, where the land is situate within an urban zone, to the council of each municipality within which any part of the land is situate;

(2) The council of such city, town or village shall forthwith refer such plan to its engineer or other officer appointed for the purpose;

(3) Such engineer or other officer shall, without delay, consider such plan, and report in writing to the council whether in his judgment such plan should be approved by the Council and what, if any, changes should be made therein.

7. In considering and reporting upon such plan, such engineer or other officer shall have regard to the following matters:—

Matters to be taken into consideration by engineer.

(1) Where the land is situate in a city, town or village:

(a) The number and width of the highways;

(b) The size and form of the lots;

(c)

- (c) Making the subdivision conform, as far as practicable, to any general plan adopted as aforesaid; or where no such general plan has been adopted, making it conform as far as practicable and desirable to the plan upon which the surrounding or adjacent lands have been laid out;
- (d) What other lands, if any, are related to the land in such plan within the meaning of section 12.

(2) Where the land is situate within an urban zone:

- (a) The proximity of the land to any city, town or village adjoining such urban zone;
- (b) The probability of the limits of such city, town or village being extended so as to include it;
- (c) The number and width of the highways shown in said plan, and the providing of adequate driveways and thoroughfares connecting such city, town or village with the urban zone;
- (d) Making the subdivision conform, as far as practicable, to such general plan adopted as aforesaid, or if no such general plan has been adopted, making it conform, as far as practicable and desirable, to the plan on which that part of the city, town or village nearest to the land is laid out;
- (e) The size and form of the lots;
- (f) What other lands, if any, are related to the land in such plan within the meaning of section 12.

Consideration of report of engineer by council.

8.—(1) The council of the city, town or village, upon the receipt of the report of such engineer or other officer shall, without delay, consider the same, and may approve, or refuse to approve, the plan.

(2) In considering such plan with a view to its decision, the council shall have regard to the matters enumerated in section 7, and shall set out in writing the grounds of its decision, and file the same with the clerk of such council.

9.—(1) Where the land is situate within an urban zone at least four weeks' notice of the intention of the council of the city, town or village to consider the report of such engineer or other officer, shall be given to the clerk of each municipality within which any part of the land is situate. Notice of intention of council to consider report.

(2) Such notice shall be in writing, and may be mailed prepaid to the clerk of the municipality, and shall be accompanied by a copy of the report of the engineer or other officer.

(3) Any municipal corporation so notified shall be entitled to be heard by counsel or agent before the council, upon the consideration of such report.

10. In the case of a joint urban zone of two or more municipalities, the council of the senior municipality shall exercise, in respect of such joint urban zone and land situate therein, such powers as are exercisable by the council of a city, town or village in respect of the urban zone adjoining it and land situate therein; but upon the consideration of a plan of land situate in such joint urban zone by the council of the senior municipality, or by the board, the councils of the other municipalities shall be entitled to notice and to be heard. Jurisdiction of senior municipality in joint urban zone.

11.—(1) If, upon consideration of the report of the engineer or other officer, the council of a city, town or village fails to approve a plan of land situate within such city, town or village or, in the case of a plan of land situate within an urban zone, or joint urban zone, if the council of either, or any of the municipalities concerned, fails to approve such plan, the person submitting such plan may apply to the board for approval of the same; Application to board for approval of plan on failure of council to do so.

(2) The board in determining such application shall have regard to the matters enumerated in section 7, and may approve or refuse to approve such plan, and shall have power to order such changes to be made in such plan as to the board may seem necessary or proper.

12.—(1) Where the plan submitted is of land which is so related to other lands in the vicinity, whether owned by the same or different owners, that it is expedient that all such lands should be treated as one entire parcel for the purposes of subdivision under this Act, the owners of all such lands may be notified to attend before the council or board, as the case may be, at the hearing of any application for the approval of such plan; and any agreement in writing or plan for the subdivision of such lands made or adopted by the owners. Bringing in other lands and notice to owners. Agreement of owners.

owners of such lands, or any part of them, and approved by the councils of the municipalities concerned, or by the board, as the case may be, shall be registered in the proper Land Titles Office or in the Registry Office for the registration division in which such lands, or any of them, are situate, and thereafter no plan of subdivision of such lands, or of any part of them, shall be registered unless it is in accordance with such agreement or plan.

Amendment of agreement or plan.

(2) Such agreement or plan may be altered from time to time by the parties thereto, or their representatives or successors in title, with the approval of the councils concerned, or of the board, if the owners of all the lands embraced in the agreement or shown on the plan assent to such alteration.

Mortgages not affected.

(3) No such agreement or plan for the subdivision of lands shall be binding upon any prior mortgagee of such lands, or of any part of them, except with the consent of such mortgagee.

Certificate approving of plan.

13. Approval of a plan by a municipal council or by the board shall be indicated by a certificate to that effect upon the plan, signed by the clerk or secretary respectively, and authenticated by the seal of the municipal corporation or board, as the case may be.

Restriction on conveyances of land abutting on highway less than 66 feet.

14. In the case of a tract of land within a city, town or village, or in an urban zone, which has not been subdivided according to a plan approved under this Act, no part of it which abuts upon a highway of a less width than 66 feet, or which is situate within a distance of 33 feet from the centre line of such highway, shall be severed from said tract and sold under a description by metes and bounds or otherwise without the approval of the board, and no deed of conveyance or mortgage in fee of such part of said tract shall be registered without the approval of the board, provided that this section shall not apply to sales of land according to a plan of survey and subdivision registered in the proper Registry Office prior to the coming into force of this Act.

Notice to county or highway commission as to highways under their jurisdiction.

15. Where any plan or agreement prepared or made under this Act provides for the widening, extension, relocation or other alteration, in whole or in part, of a highway under the jurisdiction of a county council, or highway commission, such plan or agreement shall not be adopted or approved by the council of any city, town or village, or by the board, until such county council or highway commission, as the case may be, has had an opportunity of being heard by counsel or agent after due notice.

16.—(1) The council of a city, town or village may appoint a commission to be known as "The Town Planning Commission of the city, town or village (*as the case may be*) of
Constitution of Town Planning Commission.

(2) Such commission shall be a body corporate and shall consist of the head of the municipality and six persons, being ratepayers, appointed by the council.

(3) The members of such commission, except the head of the municipality, shall hold office for three years, or until their successors have been appointed; provided that on the first appointment of the members of such commission the council shall designate two of such members who shall hold office for one year, two who shall hold office for two years, and two who shall hold office for three years.

(4) Any member of the commission shall be eligible for reappointment.

(5) The commission of any city, town or village, upon its appointment, shall have and exercise all the powers and discharge all the duties of this Act, vested in and exercisable by the council of such city, town or village.

(6) The commission shall elect a chairman who shall preside at all the meetings of the commission.

(7) Four of the members of the commission present at any meeting shall constitute a quorum.

(8) The clerk, engineer, and other officers of the city, town or village shall, at the request of the commission, do and perform all such duties under this Act, as they, or any of them, would do and perform for the council of such city, town or village in the like case, if such commission had not been appointed.

(9) The treasurer of such city, town or village shall pay all expenses incurred by the commission under this Act, upon presentation of accounts for the same certified by the chairman.

17. The rules of practice and procedure adopted by the board shall apply to applications under this Act, and all persons and municipal corporations concerned shall be entitled to be heard, and may be represented by counsel or agent at the hearing.
Rules of practice and procedure.

18. *The City and Suburbs Plans Act*, being chapter 194 of *The Revised Statutes of Ontario*, is hereby repealed.
Rev. Stat. c. 194 repealed.

CHAPTER 45.

The Assessment Amendment Act, 1917.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 195,
s. 5, par. 5,
amended.

1. Paragraph 5 of section 5 of *The Assessment Act* is amended by adding thereto the following clause:

(a) Land owned and used by such a public Hospital for farming purposes shall be deemed attached to the Hospital within the meaning of this paragraph notwithstanding that it is separated therefrom by a highway.

Rev. Stat.
c. 195, s. 5,
par. 7,
amended.

2. Paragraph 7 of section 5 of *The Assessment Act* is amended by inserting after the words "belonging to" in the first line the words "or leased by."

Rev. Stat.
c. 195, s. 5,
par. 15
amended.

3. Paragraph 15 of section 5 of *The Assessment Act* is amended by inserting the word "Imperial" before the word "Treasury" in the fourth line.

Rev. Stat.
c. 195, s. 5,
p. 20,
amended.

4. Paragraph 20 of section 5 of *The Assessment Act* is amended by striking out the figures \$400 in the last line but one and also in the last line and substituting therefor the figures \$600.

Rev. Stat.
c. 195,
s. 10 (1),
amended.

5. Clause *k* of subsection 1 of section 10 of *The Assessment Act* is amended by adding after the word "railway" in the second line the words "other than an electric railway owned or operated by or for a municipal corporation."

Rev. Stat.
c. 195, s. 23,
amended.

6. Section 23 of *The Assessment Act* is amended by adding after the word "York" in the third line thereof the words "or to the Township of Barton in the County of Wentworth."

Rev. Stat.
c. 195, s. 39,
repealed.

7. Section 39 of *The Assessment Act* is repealed and the following substituted therefor:—

39. The tenant of any land owned by the Crown (except a tenant occupying the same in an official capacity under the Crown) and the owner of any land in which the Crown has an interest and the tenant of any such land shall be assessed in respect of the land in the same way as if the land was owned or the interest of the Crown was held by any other person; in addition to the liability of every such person to pay the taxes assessed against such land the interest, if any, of every person other than the Crown in such land shall be subject to the charge thereon given by section 94 and shall be liable to be sold under the provisions of this Act for arrears of taxes accrued against the land.

Assessment
of land
in which
Crown
has an
interest.

8. Section 54 of *The Assessment Act* is amended by striking out the figures "112" in the last line and substituting therefor the figures "118."

Rev. Stat.
c. 195, s. 54
amended.

9. Section 95 of *The Assessment Act* is amended by adding the following as subsection 3:—

Rev. Stat.
c. 195, s. 95,
amended.

(3) Subject to the provisions of section 118 every person assessed in respect of business or income upon any assessment roll which has been revised by the Court of Revision or County Judge shall be liable for any rates which may be levied upon such assessment roll notwithstanding the death or the removal from the municipality of the person assessed or that the assessment roll had not been adopted by the council of the municipality until the following year.

Liability
for taxes on
income and
business in
case of death
or change of
residence.

10. Section 109 of *The Assessment Act* is amended by adding the following thereto as subsection 11:—

Rev. Stat.
c. 195, s. 109,
amended.

- (11) Where personal property liable to seizure for taxes as hereinbefore provided is under seizure or attachment, or has been seized by the sheriff or by a bailiff of any court, or is claimed by or in possession of any assignee for the benefit of creditors or liquidator, it shall be sufficient for the tax collector to give to the sheriff, bailiff, assignee or liquidator notice of the amount due for taxes, and in such case the sheriff, bailiff, assignee or liquidator shall pay the amount of the same to the collector in preference and priority to any other, and all other fees, charges, liens or claims whatsoever.

Notice of
taxes where
goods under
seizure.

Rev. Stat.
c. 195.
s. 118 (1)
repealed.

11. Subsection 1 of section 118 of *The Assessment Act* is repealed, and the following substituted therefor: -

Remission
or reduc-
tion of
taxes by
Court of
Revision.

- (1) The Court of Revision shall, at any time during the year for which an assessment has been adopted by the Council, or before the 1st day of July in the following year and with or without notice, receive and decide upon the petition from any person assessed for a tenement which has remained vacant during more than three months in the year for which an assessment has been so adopted; or from any person who declares himself, from sickness or extreme poverty, unable to pay the taxes, or who, by reason of any gross and manifest error in the roll, has been overcharged, or whose land has been assessed under section 54; or who has been assessed for business but has not carried on business for the whole year in which the assessment was made, or who has been assessed for income from personal earnings and has not earned such income or has died during the year in which the assessment on such income was made; and the Court of Revision may (subject to the provisions of any by-law in this behalf) remit or reduce the taxes due by any such person, or reject the petition; and the council may from time to time make such by-laws, and repeal or amend the same.

Rev. Stat.
c. 195.
s. 135,
amended.

12. Section 135 of *The Assessment Act* is hereby amended by inserting in the last line thereof, after the word "Revision" the words "or Council."

Rev. Stat.,
c. 195, s. 140,
amended.

13. Subsection 1 of section 140 of *The Assessment Act* is repealed and the following substituted therefor:—

Percentage
to be added
to arrears.

- (1) In cities having a population of 200,000 or more at the balance to be made on the 1st day of May in every year, or so soon thereafter as the balance is ascertained, the treasurer, or the collector if the rolls are unreturned, shall add to the whole amount of taxes due in respect of any parcel of land interest at the rate of six per centum per annum, and if such taxes are paid during the ensuing year the said treasurer or collector, as the case may be, shall add interest at the said rate thereon from the said 1st day of May to the date of payment. Such interest shall be imposed and collected irrespective of

any

any percentage charge imposed by any by-law of the municipality under the provisions of section 108 of this Act.

14. Section 155 of *The Assessment Act* is amended by ^{Rev. Stat. c. 195, s. 155.} adding after the word "Etobicoke" in the second line the ^{amended.} words "in the County of York and the treasurer of the Township of Barton in the County of Wentworth."

15. Section 155 of *The Assessment Act* is amended by ^{Rev. Stat. c. 195, s. 155.} striking out the word "vacant" in the third line and the ^{amended.} words "the frontage of which lot liable to be sold for taxes does not exceed 50 feet" in the fourth and fifth lines.

16. Section 192 of *The Assessment Act* as amended by ^{Rev. Stat. c. 195, s. 192.} section 9 of *The Assessment Amendment Act, 1915*, and as ^{amended.} further amended by section 8 of *The Assessment Amendment Act, 1916*, is further amended by adding after the word "Welland" the words "and the Township of Barton in the County of Wentworth."

CHAPTER 46.

An Act to amend The Statute Labour Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 196, s. 4,
6 Geo. V,
c. 42, s. 1,
amended.

1. Section 4 of *The Statute Labour Act* as amended by section 1 of the Act passed in the sixth year of His present Majesty's reign, chaptered 42, is amended by striking out the words "in the same manner as ordinary municipal taxes" and substituting therefor the words "as the council of the municipality may by by-law direct."

CHAPTER 47.

An Act to amend The Public Utilities Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 32 of *The Public Utilities Act* is repealed and the following substituted therefor:—

Rev. Stat.
c. 204, s. 32,
repealed.

32. Subject to the provisions of section 39 of *The Power Commission Act*, and notwithstanding anything in *The Municipal Act* contained, revenues arising from supplying any public utility or from the property connected with any public utility work, after providing for the expenses and maintenance of the works, shall be paid over to the treasurer of the municipality to be applied annually to the reduction or extinguishment of the rates required to be levied under any by-law for the issue of debentures of the municipality for the construction, extension or improvement of the works, and it shall not be necessary to levy any general rate to provide for sinking fund and interest or other payments on account of such debentures, except to the extent to which the revenues on hand are insufficient to meet the annual payments falling due on account of principal and interest of the debentures.

Application
of revenue
from public
utility.

2. Subsection 1 of section 34 of *The Public Utilities Act* as amended by section 29 of *The Statute Law Amendment Act, 1916*, is repealed and the following substituted therefor:—

Rev. Stat.
c. 204, s.
34, subs. 1,
repealed.

(1) Subject to the provisions of subsections 1a to 1e, the council of a municipal corporation which owns or operates works for the production, manufacture or supply of any public utility or is about to establish

Establish-
ment of
municipal
commission.

establish such works, and the council of a township corporation which has entered into a contract with the Hydro-Electric Power Commission of Ontario for a supply of electrical power or energy in the township, may, by by-law passed with the assent of the municipal electors, provide for entrusting the construction of the works and the control and management of the same to a commission to be called "The Public Utilities Commission of the (*naming the municipality*)," or in the case of such township, "The Hydro-Electric Commission of the Township of (*naming the township*)," or to a commission established under this Part.

Appoint-
ment of
commission
for village.

Rev. Stat.
c. 39.

- (1a) Where the corporation of a village has entered into a contract with the Hydro-Electric Power Commission of Ontario, under *The Power Commission Act*, for a supply of electrical power or energy a commission may be established by by-law of the council under the provisions of this Part for the control and management of the construction, operation and maintenance of all works undertaken by the corporation for the distribution and supply of such electrical power or energy, and it shall not be necessary that such by-law receive the assent of the electors.

Village
commis-
sions
heretofore
e-established.

- (1b) Every such commission heretofore established by the council of a village shall be deemed to have been lawfully established, and the by-law establishing such commission shall be deemed to be, and to have been legal, valid and binding from the time of the passing thereof, notwithstanding that such by-law was passed and such commission was established without the assent of the electors first having been obtained.

Repeal of
village by-law
establishing
commission.

- (1c) A by-law passed by the Council of a village for the establishment of a Commission without the assent of the electors may be repealed by the Council at any time and it shall not be necessary to obtain the assent of the electors to such repeal.

Assent of
electors.

- (1d) Where a by-law establishing a Commission in a village has been passed with the assent of the electors the by-law may be repealed with the like assent.

- (1e) Upon the repeal of a by-law establishing a Commission under this section, the control and management of the works shall be vested in the Council and the Commission shall cease to exist.
3. Section 38 of *The Public Utilities Act* is amended by adding thereto the following subsection:—
- (2) Where a commission is established which has the control and management of works constructed for the distribution of electrical power or energy supplied by the Hydro-Electric Power Commission of Ontario, the salary or other remuneration of the commissioners, so far as the same is chargeable to such works, shall be subject to the approval of the Hydro-Electric Power Commission of Ontario.
4. Subsection 3 of section 45 of *The Public Utilities Act* is amended by inserting after the word "utility" in the sixth line thereof the words, "for the purpose of cutting off the supply of such utility or of making an inspection from time to time to determine whether such utility has been or is being unlawfully used or."

Effect of
repeal.

Rev. Stat.
c. 204, s. 38,
amended.

Salaries of
municipal
commission-
ers to be
approved by
commission.

Rev. Stat.
c. 204,
s. 45, subs. 3,
amended.

CHAPTER 48.

An Act to amend The Highway Travel Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 206, s. 2,
repealed.

1. Section 2 of *The Highway Travel Act* is repealed, and the following section inserted in lieu thereof:—

"Vehicle."

2. In this Act "vehicle" shall include a vehicle drawn, propelled or driven by any kind of power including muscular power, but not including the cars of electric or steam railways running only upon rails.

Rev. Stat.
c. 206, s. 3,
amended.

2. Section 3 of *The Highway Travel Act* is hereby amended by adding the following subsection:—

Right-of-
way.

(3) Where a person travelling or being upon a highway in charge of a vehicle or on horseback meets another vehicle or person on horseback at a cross-road or intersection, the vehicle or horseman to the right hand of the other vehicle or horseman shall have the right of way.

Rev. Stat.
c. 206,
amended.

3. *The Highway Travel Act* is amended by adding the following as section 10a:—

Municipal
by-laws
inconsistent.

10a. Any by-laws passed by any municipal corporation or board of police commissioners or police trustees for regulating traffic on the highways which are inconsistent with the provisions of this Act, shall be deemed to be repealed.

Rev. Stat.
c. 206, s. 9,
repealed.

4. Section 9 of *The Highway Travel Act* is repealed.

Rev. Stat.
c. 192, ss.
406 and 409
amended.

5. Paragraph 1 of section 406 of *The Municipal Act* is repealed.

CHAPTER 49.

An Act to amend The Motor Vehicles Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Motor Vehicles Amendment Act, 1917*. Short title.

2. Section 3 of *The Motor Vehicles Act* is amended by adding thereto the following subsection 7:— Rev. Stat. c. 207, s. 3, amended.

(7) The Minister may give authority to any person to issue permits for motor vehicles and may define the duties and powers of such officers, and where the salary is not otherwise provided, may authorize and fix the fee to be retained by the person so authorized for each permit issued. Local issuance of motor vehicle permits.

3. Subsection 2 of section 6 of *The Motor Vehicles Act* is repealed, and the following substituted therefor:— Rev. Stat. c. 207, s. 6 (2), amended.

(2) Whenever on a highway after dusk and before dawn every motor vehicle shall carry on the front thereof two lighted lamps in a conspicuous position on each side of the vehicle, except in the case of a motor bicycle which shall carry one such lamp, unless with a side-car attached, when a lighted lamp shall also be attached to the outside edge of the side-car any lamp so used to be clearly visible at a distance of at least 200 feet. Lamps.

4.—(1) Section 7 of *The Motor Vehicles Act* is repealed, and the following substituted therefor:— Rev. Stat. c. 207, s. 7, repealed.

Marker on
motor
bicycle.

- 7.—(1) A motor bicycle while being driven on a highway shall have exposed on the front and back thereof a marker furnished by the Minister of Public Works and Highways, showing in plain figures, not less than two inches in height, the number of permit of such motor bicycle. The marker on the front shall show the number of the permit on both sides and shall be fixed so that the number is plainly visible from either side of the bicycle.

- (2) This section shall come into force January 1st, 1918.

R.S.O.
c. 207, s. 8,
amended.

5. Subsection 1 of section 8 of *The Motor Vehicles Act* is amended by striking out the words "five inches in height" in the fifth line and substituting therefor the words "four inches in height or such height as may be fixed by the Lieutenant-Governor in Council."

Rev. Stat.
c. 207,
s. 9 (8),
repealed.

6. Subsection 3 of section 9 of *The Motor Vehicles Act* is repealed, and the following substituted therefor:—

Prohibition
as to use of
certain kind
of light.

- (3) It shall be unlawful to carry on any motor vehicle operated on a highway any light which revolves upon a pivot or other device, so that the rays of such light may be projected in different directions.

Rev. Stat.
c. 207, s. 9,
amended.

- 7.—(1) Section 9 of *The Motor Vehicles Act* is amended by adding thereto the following subsection:—

Prohibition
as to
strength of
light with
reflector.

- (4) It shall be unlawful to carry on a motor vehicle any lighting device of over four candle power, equipped with a reflector, unless the same shall be so designed, deflected or arranged that no portion of the beam of reflected light when measured seventy-five feet or more ahead of the lamp shall rise above 42 inches from the level surface on which the vehicle stands.

- (2) Subsection 1 shall not come into force until a day to be named by the Lieutenant-Governor by his Proclamation.

Rev. Stat.
c. 207, s. 9,
amended.

8. Section 9 of *The Motor Vehicles Act* is amended by adding thereto the following subsection (5):—

Improper
use of
markers.

- (5) Any person who defaces or alters any marker furnished by the Minister of Public Works and Highways under this Act, or uses or permits the use

use of a marker so defaced or altered, upon any car owned by him, or who uses, or permits the use upon any car owned by him, of a marker issued by the Minister of Public Works and Highways for any other car, or any person who does not within six days forward a notice to the Department of Public Highways of the sale or transfer by or to him of a car for which a permit has been issued, shall be guilty of an offence, punishable under section 24 of this Act.

Neglect to register transfer.

9. Section 10 of *The Motor Vehicles Act* is amended by striking out the words and figures "8 and 9" in the first line thereof, and substituting therefor the words and figures "Subsection 1 of section 8, and subsection 1 of section 9."

Rev. Stat. c. 207, s. 10, amended.

10. Section 13 of *The Motor Vehicles Act* is repealed and the following substituted therefor:—

Rev. Stat. c. 207, s. 13, repealed.

13. No person under the age of 16 years shall drive a motor vehicle, and no person over the age of 16 years and under the age of 18 years shall drive a motor vehicle on the highway unless and until such person has passed an examination and obtained a license as provided in this Act for a person who drives a motor vehicle for hire, pay or gain.

Restriction on persons of certain ages as to driving.

11. Subsection 1 of section 16 of *The Motor Vehicles Act* is amended by striking out the word "seven" in the tenth line thereof and substituting therefor the word "fifteen."

R.S.O. c. 207, s. 16, amended.

12. Section 17 of *The Motor Vehicles Act* is amended by striking out the words "or overtaking" in the second line thereof.

R.S.O. c. 207, s. 17, amended.

13. Section 18 of *The Motor Vehicles Act* is amended by adding after the word "and" in the fifth line thereof the words "render all possible assistance and."

Rev. Stat. c. 207, s. 18, amended.

14. Section 19 of *The Motor Vehicles Act* is amended by striking out the words added by section 3 of chapter 36 of the Acts passed in the fourth year of His Majesty's reign, and substituting therefor the words "Unless at the time of such violation the motor vehicle was in the possession of some person other than the owner without his consent, express or implied not being a person in the employ of the owner."

Rev. Stat. c. 207, s. 19, amended.

Rev. Stat.
c. 207, s. 21,
amended.

15. Section 21 of *The Motor Vehicles Act* is amended by adding thereto the words "and during such suspension and until any such revocation shall be cancelled by the Minister of Public Works and Highways no further or other license shall be issued to such owner or driver."

R.S.O.
c. 207, s. 22,
amended.

16. Section 22 of *The Motor Vehicles Act* is amended by striking out all the words in the said section after the word "places" in the sixth line thereof.

Rev. Stat.
c. 207,
s. 24 (1),
amended.

17. Subsection 1 of section 24 of *The Motor Vehicles Act* is amended by striking out the word "of" in the fourth and fifth lines of the said subsection and inserting in lieu thereof the words "not exceeding."

Rev. Stat.
c. 207,
s. 26,
amended.

18. Section 26 of *The Motor Vehicles Act* is amended by adding thereto the following subsection:—

Sum added
to costs.

(4) The police magistrate or justice of the peace shall be entitled to add to the costs of conviction, one dollar to be payable to the complainant, in the case of any person convicted of an offence under subsection 1 of section 4, or section 7, or subsection 1 of section 8, where such offence has been committed on or after the 15th day of May in any year.

Rev. Stat.
c. 207, s. 31,
amended.

19. Subsection 1 of section 31 of *The Motor Vehicles Act* is amended by inserting after the figure "9" in the fourth line the words and figures "subsections 1 and 2 of section 11."

CHAPTER 50.

An Act to amend The Ontario Temperance Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Temperance Amendment Act, 1917.* Short title.

2. Section 2 of *The Ontario Temperance Act* is amended § Geo. V, c. 50, s. 2, amended. by adding after the word "Act" in the second line of clause (e) the words "for the sale of liquor," and by adding the following paragraph:—

(ee) "License," unless otherwise expressed, shall mean "License," meaning of. a license for the sale of liquor.

3. The clause lettered (f) in the said section 2 is amended § Geo. V, c. 50, cl. f, amended. by striking out the words "shall include" in the first line and substituting therefor the words "unless otherwise expressed shall include alcohol and."

4. The clause lettered (g) in the said section 2 is amended § Geo. V, c. 50, s. 2, cl. g, amended. by striking out the last word thereof and substituting therefor the words "county or other locality."

5. The clause lettered (i) in the said section is amended § Geo. V, c. 50, s. 2, cl. i, amended. by inserting after the word "lodgers" in the sixteenth line of sub-clause (i) to the said clause the words "or boarders," and by striking out the word "as" in the fifteenth line of the said sub-clause.

6. Section 7 of *The Ontario Temperance Act* is amended § Geo. V, c. 50, s. 7, amended. by substituting the figures "40" for the figures "58" at the end thereof.

7. Section 14 of *The Ontario Temperance Act* is amended § Geo. V, c. 50, s. 14, amended. by adding at the end thereof the words "in the said schedule."

6 Geo. V. c.
50, s. 36,
amended.

8. Section 35 of *The Ontario Temperance Act* is amended by adding after the word "alcohol" in the first line of subsection 1 the words "or other liquor," and by striking out the last four words in the fourth line and substituting therefor the words "such alcohol or other liquor is required."

6 Geo. V. c.
50, s. 38,
amended.

9. Section 38 of *The Ontario Temperance Act* is amended by adding at the end thereof the words "and in the event of no liquor having been sold during the period for which the return is required to be made, the affidavit shall so state according to the facts."

6 Geo. V. c.
50, s. 41,
subs. 1,
amended.

10. Subsection 1 of section 41 of *The Ontario Temperance Act* is amended by adding thereto the following clause:

Drinking
liquor where
it may not
be kept.

(a) Any person who drinks liquor in a place where such liquor cannot lawfully be kept shall be deemed to have liquor in contravention of this section.

6 Geo. V. c.
50, s. 41,
subs. 3,
amended.

11. Subsection 3 of the said section 41 is amended by adding after the word "alcohol" in the third line the words "or other liquor," and by substituting the word "four" for the word "two" in the fourth line and by adding at the end of the said subsection 3:—

Purchase of
alcohol for
University,
etc.

(a) In case a university or other public institution of learning requires a larger quantity than four gallons of alcohol for the purposes aforesaid an application may be made to the Board for a permit to purchase the same, which the Board may grant subject in other respects to the same restrictions as apply to other cases.

Liquor in
room of sick
person.

(b) Nothing in this section contained shall apply to the room of a sick person for whom liquor has been prescribed by a duly qualified medical practitioner in a quantity permitted by this Act, nor shall anything herein contained apply to an analyst who is in possession of alcohol in his professional capacity.

6 Geo. V. c.
50, s. 41,
subs. 4,
amended.
Patients or
inmates of
certain in-
stitutions.

12. Subsection 4 of the said section 41 is amended by adding after the words "private hospital" in the second line of subsection 4 the words "or any institution devoted exclusively to the care of old people, or any house of refuge or industry," and by adding after the word "patients" in the fourth line of said subsection 4 the words "or for the use of the inmates of such institution or house of refuge or industry as the case may be."

13. The said subsection 4 of section 41 is further amended by adding at the end thereof the following clause:—

6 Geo. V, c.
50, s. 41,
subs. 4,
amended.

- (a) Nothing in this section contained shall prevent liquor not exceeding one pint being kept on the premises of any manufacturing or industrial establishment to be used in such quantity only as may be necessary in case of accident or other emergency occurring on the said premises where the administration of a stimulant to the person injured appears to be urgent, but no liquor shall be so kept until a permit has been obtained from the Board authorizing it and upon the production of such permit to any druggist he may supply such liquor.

Keeping
liquor for
first aid
purposes in
factory, etc.

14. Section 43 of *The Ontario Temperance Act* is amended by substituting the figures "41" for the figures "49" in the fifth line.

6 Geo. V, c.
50, s. 43,
amended.

15. Section 45 of *The Ontario Temperance Act* is amended by substituting the word "from" for the word "for" in the seventh line and by adding after the word "Act" in the ninth line the words "or to the keeper of an export liquor warehouse within the meaning of section 46," and by striking out all the words after the word "distiller" in the said ninth line and substituting therefor the following:

6 Geo. V, c.
50, s. 45,
amended.

"from selling distilled liquor to a hospital or to a university or other public institution of learning entitled to purchase the same or from selling to a wholesale or retail druggist, nor shall it prevent the manufacturer of cider, duly licensed by the Government of Canada, from selling such cider to a manufacturer entitled to purchase alcohol or other liquor for the purposes of his business"; and by adding thereto the following clause:—

Sales by
licensed
brewers and
distillers.

- (a) Nothing in this Act shall prevent a distiller from supplying to any Government Department alcohol for medicinal, scientific or other necessary purpose, but all alcohol so supplied shall be duly entered in a book to be kept for that purpose, shewing dates and quantities supplied.

Supplying
alcohol to
Government
Department.

16. Section 48 of *The Ontario Temperance Act* is amended by adding thereto the following paragraph:—

6 Geo. V, c.
50, s. 48,
amended.

- (a) A true copy of every such entry and record verified by affidavit shall be delivered or sent by mail to the Board between the first and the tenth days of every month shewing all such entries for the preceding month, and failure to comply with this provision shall be an offence against this Act.

Record of
sales by
brewers
and dis-
tillers.

6 Geo. V. c.
50, s. 50,
subs. 3,
amended.

17. Subsection 3 of section 50 of *The Ontario Temperance Act* is amended by striking out the words "any Board" in the fifth line and substituting therefor the following words: "the Board or any."

6 Geo. V. c.
50, s. 51,
amended.

Form of
prescription
for liquor.

18.—(1) Section 51 of *The Ontario Temperance Act* is amended by adding after the word "therefor" in the fifth line the words "in the form in Schedule "E1" to this Act or to the like effect."

6 Geo. V. c.
50, sched.
added.

(2) *The Ontario Temperance Act* is amended by adding thereto the Form given in the Schedule to this Act as Schedule "E1."

6 Geo. V. c.
50, s. 53,
amended.

Clubs.

19. Subsection 4 of section 53 of *The Ontario Temperance Act* is amended by adding after the word "seizure" in the fifth line thereof the words "and removal."

RESTRICTION OF SALE TO INEBRIATES.

6 Geo. V. c.
50,
amended.

20. *The Ontario Temperance Act* is amended by adding thereto the following sections:—

Inebriates,
prohibition
to.

55a.—(1) Any person who has the habit of drinking liquor to excess, may be prohibited from having liquor in his possession except under the order of a duly qualified medical practitioner.

Order of
prohibition.

(2) Any justice of the peace having jurisdiction in any place in which a person having the habit of drinking liquor to excess resides may, upon proof of such habit, either in open court or by affidavit, issue an order directed to the person having such habit prohibiting such person from having liquor in his possession.

Action by
license in-
spector on
request of
relatives.

(3) The license inspector for the county or district in which any person having such habit resides may of his own motion or at the request of the husband, wife, parent, child of twenty-one years or upwards, brother, sister, master, guardian or employer of any such person or the parent, brother or sister of the husband or wife of such person, or the guardian of any child or children of such person give notice in writing signed by him to the person having such habit, forbidding him either directly or indirectly to purchase or procure liquor from any person whomsoever, or to have liquor in his possession.

- (4) After the service of any such order or notice mentioned in the two preceding paragraphs, notice may be given by such justice of the peace or inspector to any railway or express company or to any common carrier or to any other person not to deliver liquor to the person having such habit, and after the service of such notice, any liquor addressed to such person may be delivered by such railway or express company, common carrier or other person, to the license inspector of the county or license district in which the person having such habit resides, and such delivery shall exempt the person or company making such delivery from any responsibility in respect thereof, and the liquor thus delivered may be confiscated by order of a magistrate having jurisdiction in the place in which such delivery was made, and such liquor may thereafter be dealt with by the Minister in the same way as other liquor which has been forfeited under this Act.
- (5) Any order of prohibition issued by a justice of the peace and any notice given by an inspector in pursuance of this section shall remain in force until countermanded or otherwise legally set aside. Duration of order.
- (6) Any person served with any such order of prohibition or notice as hereinbefore mentioned, may within thirty days thereafter, appeal to the county or district judge in the county or district in which such person resides by giving ten days' previous notice thereof to the person issuing such order or giving such notice, and stating the time and place at which such appeal will be heard, and the judge may hear evidence of all parties and their witnesses and may make such order as the circumstances of the case warrant. Appeal to county or district judge.
- (7) Any order of prohibition issued by a justice of the peace under this section may be in the following form:— Form of order of justice of the peace.

To A. B. of (insert name and place of residence of the person to be prohibited).

Take notice that in pursuance of the powers in me vested by *The Ontario Temperance Act*, I hereby prohibit you from having liquor in your possession and from purchasing or procuring or attempting to purchase or procure liquor from any person whomsoever, on the ground that you are a person having the habit of drinking liquor

to excess. And further take notice that if you contravene this prohibiting order you shall be subject to the penalties provided by the Act in that behalf.

Dated this day of 19 .

Signature of J.P.

A notice by the inspector may be in the following form:—

To A. B. of (*as in the previous form*).

Form of
notice by
inspector.

Take notice that I have been required, in pursuance of the statute in that behalf, to give you notice not to purchase or procure or attempt to purchase or procure liquor from any person whomsoever, you being a person having the habit of drinking liquor to excess, and that if you disobey, you will be subject to the penalty provided by the Act.

Dated this day of 19 .

Inspector.

Notice to a railway or express company or other person may be in the following form:—

Form of
notice to
railway co.,
etc.

Take notice that A. B. of has been prohibited from having liquor in his possession, he being a person having the habit of drinking liquor to excess, and that after the service upon you of this notice you are required not to deliver to him or to any person for him, any liquor consigned to him which may come into your hands, and any such liquor shall be delivered to the license inspector of the district, whose name and address is given below, and for you so doing, this notice shall be your sufficient warrant and authority.

Dated this day of 19 .

Signature of person giving such notice.

Give name and address to the inspector.

Service of
notice or
order.

(8) Any notice or order issued under this section may be served by the inspector by registered letter, and proof of the mailing thereof shall be sufficient for all purposes under this section.

Contraven-
tion of
section.

(9) After service of such notice or prohibition, if any other person with a knowledge of the notice or prohibition given, sells or purchases for or on behalf of the person with regard to whom the notice or prohibition has been served, or for his or her use any liquor, such other person shall be deemed to be guilty of a contravention of this section.

Offence.

(10) Any person wilfully contravening any provision of this section shall be guilty of an offence against this Act.

Exception
as to
medical
practitioner.

(11) This section shall not apply to liquor supplied to or for a prohibited person upon the order of a legally qualified medical practitioner.

(12)

- (12) The proceedings to be taken under this section shall be similar to the proceedings authorized by section 70 of this Act so far as the same apply.

21. Section 58 of *The Ontario Temperance Act* is amended by inserting after the word "second" in the twelfth line the words "or any subsequent."

6 Geo. V. c.
50, s. 58.
amended.
Penalties.

22. Subsection 1 of section 66 of *The Ontario Temperance Act* is amended by adding after the word "sold" in the seventh line the words "or kept in contravention of this Act."

6 Geo. V. c.
50, s. 66,
subs. 1,
amended.
Right of
search.

23. Section 67 of *The Ontario Temperance Act* is amended by adding after the word "disposal" in the fourth line the words "or otherwise."

6 Geo. V. c.
50, s. 67,
amended.
Search
warrant.

24. Subsection 1 of section 68 of *The Ontario Temperance Act* is amended by adding after the word "disposal" in the seventh line of subsection 1 thereof the words "or otherwise," and by adding after the word "license" in the eleventh line of the same subsection the words "or otherwise in contravention of this Act."

6 Geo. V. c.
50, s. 68,
subs. 1,
amended.
Seizure.

25. Section 69 of *The Ontario Temperance Act* is amended by adding after the word "sale" in the second line the words "or otherwise in contravention of this Act."

6 Geo. V. c.
50, s. 69,
amended.

26.—(1) Subsection 1 of section 70 of *The Ontario Temperance Act* is amended by adding after the word "sale" in the fifth line the words "or otherwise."

6 Geo. V. c.
50, s. 70,
subs. 1,
amended.

(2) Subsection 2 of the said section is amended by adding after the word "sale" at the end of the second line the words "or otherwise," and by adding after the word "sale" in the tenth line the words "or otherwise."

6 Geo. V. c.
50, s. 70,
subs. 2,
amended.
Right of
constable
to search
vehicle, etc.

(3) Subsection 6 of the said section is amended by adding after the word "sale" in the third line the words "or otherwise."

6 Geo. V. c.
50, s. 70,
subs. 6,
amended.

(4) Subsection 7 of the said section is amended by adding after the word "sale" in the third line the words "or otherwise."

6 Geo. V. c.
50, s. 70,
subs. 7,
amended.

(5) Subsection 8 of the said section is amended by adding after the word "sale" in the fourth line the words "or otherwise."

6 Geo. V.
c. 50, s. 70,
ss. 8,
amended.

27. *The Ontario Temperance Act* is amended by adding thereto the following section:—

6 Geo. V. c.
50
amended.

Records of
shipments
to be kept
by common
carriers.

70a. Every railway company, express company and other common carrier and every agent of any such common carrier shall keep or cause to be kept at each agency of such company where goods are received for shipment or are delivered, an accurate record of each consignment of liquor received and every delivery of liquor made by them or any of them or by their or either of their clerks, servants or agents, at or from such agency respectively, in a book to be kept for that purpose, and such record shall show the time when such liquor was received and the name and address of the person to whom the same was delivered, and the apparent kind and quantity thereof, and such record shall at all times be open only to the inspection of any inspector, provincial constable or provincial officer, and a copy thereof shall be delivered to any such inspector, constable or officer duly authorized in writing by the Board to demand delivery thereof, upon his demand therefor certified to be a true copy thereof; and the failure to carry out the said provisions of this section shall be an offence against this Act, but no information obtained in this manner by any such inspector or officer shall be communicated to anyone other than the Board, and shall only be used for the purpose for which it was lawfully obtained. Nothing in this section contained shall be deemed to impose any duty or liability upon any such company, carrier or agent, in respect of any consignment not known to such company, carrier or agent to consist of or contain liquor.

6 Geo. V. c.
50, s. 73,
amended.

28. Section 73 of *The Ontario Temperance Act* is amended by adding after the word "shall" in the third line the words "unless requested by the first named magistrate."

6 Geo. V. c.
50, s. 76,
amended.

29. Section 76 of *The Ontario Temperance Act* is amended by adding after the word "law" in the third line the words "and any offence may be charged in the alternative where such alternative is referred to in the same section."

6 Geo. V. c.
50, s. 84,
amended.

30. Section 84 of *The Ontario Temperance Act* is amended by adding thereto the following subsection:—

Liability of
occupant of
premises for
illegal sale.

(2) The person actually selling, or otherwise contravening any of the provisions of this Act is for the purposes hereof styled "the actual offender," whether acting on behalf of himself or of another or others, and the actual offender shall personally incur the penalties prescribed by this Act, and

at

at the prosecutor's option the actual offender^{"Actual offender."} may be prosecuted jointly with or separately from the occupant, but both of them shall not be convicted of the same offence, and the conviction of one of them shall be a bar to the conviction of the other of them therefor.

31. Subsection 2 of section 92 of *The Ontario Temperance Act* is amended by adding after the word "licensee" in the fifth line the words "which shall include the holder of a standard hotel license."^{6 Geo. V. c. 50, s. 92, subs. 2, amended.}

32. Section 96 of *The Ontario Temperance Act* is amended by adding at the end of clause (d) thereof the following: "and where the first offence was a contravention of one of the sections mentioned in section 59 hereof, a conviction for a subsequent offence against the same or any section mentioned in said section 59 shall be deemed a conviction for a second offence within the meaning of said section 59 and shall be prosecuted accordingly."^{6 Geo. V. c. 50, s. 96, par. d, amended. Second offences when to be charged.}

33. Section 102 of *The Ontario Temperance Act* is amended by adding at the end thereof the following subsection:—^{6 Geo. V. c. 50, s. 102, amended.}

- (2) No motion to quash a conviction or order made under this Act shall be heard by the court or judge to which such application is made unless notice of such motion has been served within thirty days from the date of the conviction or order.^{Notice of motion to quash conviction.}

34. Section 110 of *The Ontario Temperance Act* is amended by inserting the word "local" immediately before the word "municipality" in the third line of subsection 2 thereof.^{6 Geo. V. c. 50, s. 110, amended.}

35. Section 118 of *The Ontario Temperance Act* is amended by adding thereto the following subsections:—^{6 Geo. V. c. 50, s. 118, amended.}

- (6) Any resolution, regulation or order of the Board may be proved by a certificate of the secretary of the Board or by any member thereof and such certificate purporting to be so signed shall be received as *prima facie* evidence in any court of the facts therein set out without any proof of the signature or official position of the person signing the same.^{Proof of orders, etc., of board.}

- (7) In every case in which the Board is authorized to determine any matter it may take evidence under oath which any member of the Board is empowered to administer.^{Power to take evidence on oath.}

6 Geo. V, c.
50, s. 119,
subs. 2,
amended.

36. Subsection 2 of section 119 of *The Ontario Temperance Act* is amended by adding after the word "inspector" in the first line thereof the words "and provincial officer," and by adding at the end of the said subsection the following words, "every such inspector and provincial officer shall before entering upon the duties of his office take and subscribe the following oath:—

I, A. B. having been appointed a license inspector or a provincial officer (as the case may be) under *The Ontario Temperance Act* do swear,

That I will well and faithfully discharge the duties of that office and the office of constable, which I hold ex-officio, as prescribed by law, without fear or favour, prejudice or partiality, so help me God.

(Signed) A. B.

Sworn before me at in the County of.....
this day of 191 ..

This oath may be taken before any one authorized to take affidavits and must be filed with the Board at Toronto.

6 Geo. V,
c. 50, s. 120,
amended.

Officers
appointed
by councils.

37. Section 120 of *The Ontario Temperance Act* is amended by adding at the end thereof the following words "but nothing in this section contained shall be construed to authorize the payment to such officer of any part of the fines recovered under this Act."

6 Geo. V,
c. 50,*
amended.

38. *The Ontario Temperance Act* is amended by adding the following section:—

By-laws in-
consistent
with the
Act.

120a. Where a by-law passed before the passing of this Act by any municipal council, or board of police commissioners in any city is inconsistent with this Act, the provisions of this Act shall be given effect to unless herein otherwise expressed.

6 Geo. V,
c. 50, s. 121,
subs. 1,
amended.

39.—(1) Subsection 1 of section 121 of *The Ontario Temperance Act* is amended by striking out the words "of native and foreign wines" in the fourth and fifth lines thereof and substituting therefor the words "other liquor" and by striking out the word "wines" in the eighth, eleventh and fourteenth lines thereof and substituting therefor the words "other liquor."

6 Geo. V,
c. 50, s. 121,
subs. 2, 3, 4,
amended.

(2) Subsections 2, 3 and 4 of said section are amended by striking out the word "wines" in the fourth line of subsection 2; the third line of subsection 3 and the third line of subsection 4 and substituting therefor in each case the words "other liquor," and by adding at the end of subsection 4 the words "in case no such purchase is made during the period herein

herein mentioned such manufacturer shall make and file with the Board a sworn statement to that effect."

40. Section 122 of *The Ontario Temperance Act* is ^{6 Geo. V.} amended by adding after the word "section" in the fifth ^{c. 50, s. 122,} line the words "such liquor."

41. Section 123 of *The Ontario Temperance Act* is ^{6 Geo. V.} amended by striking out clause (a) thereof and substituting ^{c. 50, s. 123,} therefor the following:—

(a) "Alcohol" shall mean alcohol as defined by the British pharmacopœia unless otherwise qualified or expressed.

42. Subsection 1 of section 128 of *The Ontario Temperance Act* is ^{6 Geo. V.} amended by adding after the word "practitioner" ^{c. 50, s. 128,} in the twelfth line the words "or superintendent of any hos- ^{Sales by} pital," and by adding after the word "profession" in the ^{druggists.} thirteenth line the words "or in such hospital," and by adding at the end of the subsection the following clause:—

(a) Notwithstanding anything in this Act contained, a ^{Dentist's} dentist may have in his possession, in addition to ^{right to} what is otherwise allowed, one quart of ethylic ^{keep} alcohol for purely mechanical purposes but for ^{ethylic} no other purpose, and a druggist may sell such ^{alcohol.} alcohol to such dentist upon his written request.

43. Subsection 2 of section 128 of *The Ontario Temperance Act* is ^{6 Geo. V.} amended by striking out the words and figures ^{c. 50, s. 128,} "of section 40" in the last line and inserting at the end of ^{subs. 2,} said subsection the following "and upon conviction shall in- ^{amended.} cur the penalties provided by section 59 of this Act."

(2) Subsection 6 of the said section 128 is amended by ^{Record} adding at the end thereof the words "or such wine may be ^{of druggists'} supplied on the written order of an officer of the church or ^{sales.} religious denomination duly authorized in writing by the minister of such church or denomination to procure the same."

44. Section 129 of *The Ontario Temperance Act* is ^{6 Geo. V.} amended by striking out the word "alcohol" in the fourth ^{c. 50, s. 129,} line thereof and substituting therefor the word "liquor," ^{amended.} and by striking out all the words after the word "thereof" in the fifth line and substituting therefor the following, "if such mixture contains sufficient medication to prevent its use as an alcoholic beverage."

45. Subsection 2 of section 130 of *The Ontario Temperance Act* is ^{6 Geo. V.} amended by striking out the word "ethylic" in ^{c. 50, s. 136} the first line. ^{amended.}

46 ^{Drugs} mixed with ^{alcohol.}

6 Geo. V,
c. 50, s. 131,
amended.

46. Section 131 of *The Ontario Temperance Act* is amended by striking out the words "of section" in the second line and substituting therefor the words and figures following "of section 124 and."

6 Geo. V,
c. 50, s. 145,
amended.

47. Section 145 of *The Ontario Temperance Act* is amended by striking out the words "or shop" in the second line and substituting therefor the words "shop or wholesale," and by inserting after the word "Act" in the third line the words following "and every lease of premises used as a warehouse for liquor by any person holding a tavern, shop or wholesale license as aforesaid up to the date on which *The Ontario Temperance Act* came into force."

6 Geo. V,
c. 50, s. 146,
subs. 1,
amended.

48. Subsection 1 of section 146 of *The Ontario Temperance Act* is amended by adding at the end thereof the words "and every such license shall be deemed to be a license to the person and for the premises therein described."

6 Geo. V,
c. 50, s. 147,
subs. 2,
amended.

49. Subsection 2 of section 147 of *The Ontario Temperance Act* is amended by striking out all the words down to and including the word "proceedings" in the third line and substituting therefor the following "the Lieutenant-Governor in Council shall by proclamation fix the proceedings."

6 Geo. V,
c. 50, s. 147,
subs. 4,
amended.

(2) Subsection 4 of the said section 147 is amended by inserting the word "six" immediately before the word "months" in the fourth line thereof.

6 Geo. V,
c. 50, s. 148,
amended.

50. Section 148 of *The Ontario Temperance Act* is amended by adding thereto the following subsections:—

Exemption
from
business
assessment.

(2) The provisions of subsection 1 of this section so far as they apply to brewers and maltsters shall be extended to the year 1917, provided such brewer or maltster has since this Act came into force continued to occupy the lands on the value of which the last business assessment of such brewer or maltster either during or prior to 1916 was made and should such occupancy of the land in question be discontinued this subsection shall not apply.

Exemption
of standard
hotels.

(3) The provisions of subsection 1 of this section shall also apply to the keeper of every standard hotel holding a license under section 146 of this Act during any of the years 1917, 1918 and 1919 and no municipal corporation shall levy or collect from any such person any taxes in respect of business assessment for any one of said years during which such person holds such license.

51.—(1) Notwithstanding anything in this Act contained, by-laws may be passed by cities, towns, villages and townships: Municipal by-laws.

- (a) For granting the exclusive right of re-selling in the municipality malt products, commonly called temperance beers, to the keepers of standard hotels licensed under *The Ontario Temperance Act*; Granting exclusive rights to standard hotels. 6 Geo. V. c. 50.

- (b) For granting to the keepers of said standard hotels the exclusive right of re-selling in the municipality any and all other temperance beverages manufactured from ingredients other than malt but no such products or beverages shall contain more than 2½ per cent. proof spirits.

Provided that this subsection shall not become operative unless and until so declared by the Lieutenant-Governor in Council. Commencement of section on proclamation.

- (2) Any exclusive right granted under this section shall only remain in force during the time the keeper of such hotel holds a license under the said Act. Exclusive right to terminate with license.

52.—(1) No person shall take or continue any action or proceeding in or out of Court for the purpose of enforcing any contract or any right or remedy arising out of the same for the breach thereof, or arising out of any renewal or extension of said contract or the breach of such renewal or extended contract where the original contract was made prior to the 27th day of April, 1916, and was made for or in respect of or arose directly or indirectly out of the purchase of:— Actions, etc., not to be brought on certain contracts without consent of the Board.

- (a) any premises in Ontario for which a license was at the said date in force for tavern, brewery or distillery purposes;
- (b) any licensed hotel, brewery or distillery business in Ontario;
- (c) the bonds, debentures, capital stock or other securities of any licensed hotel, brewery or distillery corporation having its head office in and carrying on a business in Ontario at the said date;

except by leave of the Board of License Commissioners for Ontario made upon application to the Board and after such notice to all parties as the Board may direct.

Terms of
order.

(2) The Board upon any such application may by order in writing prohibit, restrict or limit in such manner as it may deem just and reasonable any such action or proceeding and may impose such terms upon any party as it may deem just.

Powers of
Board on
application.

(3) On such application the Board may grant or refuse the same in whole or in part or delay or adjourn or postpone the hearing and disposition of the application on such terms as it shall deem proper, but such delay, adjournment, refusal or postponement shall not preclude the Board from hearing any subsequent applications for the same thing or from varying, altering, amending or rescinding in whole or in part any order made by it under this Act.

Section
not to
apply to
recovery
of interest,
taxes,
rent, etc.

(4) Subsections 1, 2 and 3 shall not apply to proceedings taken for the recovery of interest (including arrears of interest which may under the terms of any such mortgage or extension or renewal have been or may be added to the principal money secured thereby) or rent, or taxes, or insurance or other disbursement for which the mortgagor or purchaser was liable in the first instance, and as to which he is in default, nor to any proceeding or act done by a mortgagee in possession on the 27th day of April, 1916, with respect to land or any interest in land of which he is the mortgagee, nor to proceedings taken for the recovery of interest, taxes, insurance or other disbursement payable by the mortgagor in the first instance under a mortgage and paid or tendered in his default by the holder of a subsequent mortgage of the same lands.

Proceed-
ings on
default of
payment
of interest
or rent.

(5) Where default is made in payment of interest, rent, taxes, insurance or other disbursements which a mortgagor or purchaser has covenanted or undertaken to pay, the mortgagee or vendor, his assignee or personal representative may have the same remedies and may exercise them to the same extent, and the consequences of such default shall in all respects be the same as if this Act had not been passed, but where such interest, rent, taxes or other disbursements are paid into Court or tendered to the mortgagee, vendor, assignee or personal representative he shall not continue any proceedings already commenced by him without the order required by section 1.

Duration
of section.

(6) This section shall have effect during the continuation of the present war and for a period of nine months thereafter, unless in the meantime a Session of the Legislature is held and in that case this Act shall cease to have effect at the expiration of thirty days from the close of such Session.

53.—(1) The Board may pass regulations prohibiting, Regulations as to soliciting orders. restricting and regulating within the powers of this Province the solicitation within Ontario of orders for liquor, but this section shall not be construed to interfere with the provisions of section 139 of this Act.

(2) Any regulation passed by the board under this section shall be published in the next issue of *The Ontario Gazette*. Publication of regulations.

54.—(1) No person shall take or continue any action or proceeding in or out of Court for the purpose of enforcing any contract by or with any brewer duly licensed by the Government of Canada for the purchase of hops or any right or remedy arising out of any renewal or extension of said contract or the breach of such renewal or extended contract where the original contract was made prior to the 27th day of April, 1916, except by leave of the Board of License Commissioners for Ontario made upon application to the Board and after notice to all parties as the Board may direct. Contracts for purchase of hops.

(2) The Board upon any such application may by order in writing, prohibit, restrict or limit in such manner as it may deem just and reasonable any such action or proceeding and may impose such terms upon any party as it may deem just. Powers of Board on application.

(3) On such application the Board may grant or refuse the same in whole or in part or delay or adjourn or postpone the hearing and disposition of the application on such terms as it shall deem proper, but such delay, adjournment, refusal or postponement shall not preclude the Board from hearing any subsequent applications for the same thing or from varying, altering, amending or rescinding in whole or in part any order made by it under this Act. Powers of Board.

55.—(1) Where a fine, penalty or forfeiture has been or is hereafter remitted pursuant to authority contained in *The Fines and Forfeitures Act* so to do, such remission shall constitute also an annulment of the conviction and thereupon the record of such conviction shall thereby be deemed to have been and to be cancelled and avoided as if the same had never been made. Effect of remission of fine.

(2) This section shall be deemed to be and to have been effective from the 27th day of April, 1916. Commencement of section.

SCHEDULE "E1."

PRESCRIPTION FOR LIQUOR BY MEDICAL PRACTITIONER.

GENERAL FORM.

(Under Section 51)

Date..... 19 .

To

Druggist.

Required for

(Give name, address and occupation
of person for whom liquor is required.)
ounces of Liquor for Medical Purposes only, for the patient above
named

(Doctor's signature in full.)

NOTES:

- (a) Not more than 6 ounces can be prescribed for internal use.
- (b) Where alcohol is required for bathing a patient, one pint may be ordered.
- (c) This prescription can only be filled once, and must be filed by the druggist to be hereafter inspected if required.
- (d) The person to whom the above liquor is delivered by the druggist must sign for the same on this prescription.
- (e) This prescription may be filled by any duly qualified and registered druggist.

Signature of person to whom liquor was delivered.

CHAPTER 51.

An Act to amend The Public Health Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. *The Public Health Act* is amended by inserting therein the following as section 32a.:—

Rev. Stat.,
c. 218,
amended.

32a. In cities having a population of not less than 200,000 the local board may provide such dental and medical inspection of the pupils of all public schools as the regulations under *The Department of Education Act* may prescribe, and, in the absence of such regulations, as the local board may deem proper, and may execute, do and provide all such acts, matters and things as may be found necessary from such inspection.

Medical
inspection.

Rev. Stat.,
c. 265.

CHAPTER 52.

An Act to amend The Dairy Standards Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

6 Geo. V.
c. 52, s. 10,
repealed.

1. Section 10 of *The Dairy Standards Act* is repealed and the following substituted therefor:—

Proclama-
tion of Act.

10—(1) This Act shall come into force on and from a day to be fixed by proclamation of the Lieutenant-Governor in Council.

Section to
be retro-
active to
30th March,
1917.

(2) Subsection 1, of this section shall be deemed to have taken effect as from the thirtieth day of March, 1917.

CHAPTER 53.

An Act to amend The Bread Sales Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Bread Sales Amendment Act, 1917.* Short title.

2. Section 2 of *The Bread Sales Act* is repealed and the following substituted therefor:— Rev. Stat.
c. 224, s. 2,
repealed.

(2) In this Act,

Interpreta-
tion.

(a) "Bakeshop" shall mean any building, premises, workshop, room or place in which bread is made for sale, or sold; "Bakeshop."

(b) "Inspector" shall mean and include an inspector appointed by a municipal council under this Act and any member of the Ontario Provincial Police Force. "Inspector."

3. Section 6 of *The Bread Sales Act* is amended by striking out the words and figures "incur a penalty not exceeding \$5" at the end of the said section and inserting in lieu thereof the words "be deemed to be guilty of an offence under this Act." Rev. Stat.
c. 224, s. 6,
amended.

4. Subsection 1 of section 7 of *The Bread Sales Act* is amended by striking out the words and figures "incur a penalty not exceeding \$25" in the fourth and fifth lines thereof and inserting in lieu thereof the words "be deemed to be guilty of an offence under this Act." Rev. Stat.
c. 224, s. 7,
subs. 1,
amended.

5. Section 8 of *The Bread Sales Act* is amended by striking out the words "incur a penalty not exceeding \$10" and inserting in lieu thereof the words "be deemed to be guilty of an offence under this Act." Rev. Stat.
c. 224, s. 8,
amended.

Rev. Stat.
c. 224, s. 9,
amended.

6. Section 9 of *The Bread Sales Act* is repealed and the following substituted therefor:—

Inspector's
powers.

9.—(1) An inspector may at any time prior to the delivery to a purchaser, weigh any bread made or offered for sale, and may take away any bread and cause the same to be tested for the purpose of determining if any adulterant or deleterious material has been used in the making thereof.

Weighing
and ana-
lysing
bread.

Destination
of adulter-
ated bread.

(2) If the bread is found to contain any such adulterant or deleterious material, the inspector shall destroy the same.

Disposal of
light weight
bread.

(3) Where the inspector, upon weighing the bread, finds that it is of less than the prescribed weight, he shall seize and remove the bread and hand the same over to some charitable institution.

Rev. Stat.
c. 224, s. 11,
repealed.

7. Section 11 of *The Bread Sales Act* is repealed and the following substituted therefor:—

When
penalty
not to
be imposed.

11. No person shall be liable to the penalties prescribed by this Act for making or offering for sale short weight bread unless in the case of a manufacturer there be found at least ten short weight loaves and in the case of a retailer there be found at least five short weight loaves, at one time, but all short weight loaves shall nevertheless be liable to seizure as hereinbefore provided.

Rev. Stat.
c. 224,
amended.

8. *The Bread Sales Act* is amended by adding thereto the following section:—

Penalties.

12a. Every person guilty of an offence under this Act shall incur a penalty of not less than \$10 nor more than \$100 for the first offence, and not less than \$25 nor more than \$200 for the second or any subsequent offence.

CHAPTER 54.

An Act to preserve the Forests from
Destruction by Fire.*Assented to 12th April, 1917.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Forest Fires Prevention Act, 1917.* Short title.

2. In this Act,

Interpreta-
tion.

(a) "Minister" shall mean the Minister of Lands, Forests and Mines. "Minister."

(b) "Regulations" shall mean regulations made under the authority of this Act. "Regula-
tions."

3.—(1) The Lieutenant-Governor in Council may by proclamation declare any part of Ontario described in the proclamation a fire district. Proclama-
tion of fire
districts.

(2) Such proclamation shall be published in the *Ontario Gazette*, and the part so described shall, from and after publication, be a fire district within the meaning of this Act. Publication.

(3) The Lieutenant-Governor in Council may by proclamation declare that such part of Ontario shall no longer be a fire district. Revocation.

4. The Lieutenant-Governor in Council may, upon the recommendation of the Minister, appoint a Provincial Forester for the purpose of carrying out the provisions of this Act and the Regulations. Provincial
Forester
appoint-
ment.

5. The Provincial Forester shall have charge, under the direction of the Minister, of the administration and enforcement of this Act. Duties.

Officers for
enforcement
of Act.

6. The Minister may employ for the purposes of enforcing the provisions of this Act, such number of persons as he may deem necessary and who shall be subject to his instructions.

Close
season in
fire dis-
tricts.

7.—(1) Subject to the Regulations the period from the 15th day of April to the 30th day of September in each year shall be known as the close season in respect to the setting out of fire.

Setting out
fire in close
season.

(2) During the close season no person shall set out fire in a fire district except under the circumstances and subject to the conditions prescribed by the Regulations.

Setting out
fire contrary
to regula-
tions.

8. Every person who sets out fire for the purpose of clearing land, removal of waste or debris or who uses fire for industrial purposes in a fire district during the close season, except in accordance with the Regulations shall incur a penalty not exceeding \$100.

Regulations.

9. The Lieutenant-Governor in Council upon the recommendation of the Minister may make regulations:—

Extending
close
season.

(1) For extending the close season for any or all of the fire districts in any year to such date as may be deemed necessary;

Permits.

(2) For granting permits for the use of fire within any fire district, for clearing land, disposal of debris and other inflammable waste, and for industrial purposes; the conditions on which such permits may be granted; the precautions to be taken in the use of fire under permit, and the appliances, implements and apparatus to be kept at hand by the holders of permits;

As to setting
out or use
of fire.

(3) Prescribing the circumstances and conditions under which fire may be set out or used for any such purposes without the issue of a permit therefor;

Use of fire
out of
doors.

(4) Regulating the use of fire out of doors for cooking or obtaining warmth;

Fire guards,
etc.

(5) Providing for the making of fire guards and the taking of other precautionary measures when, owing to drought or other circumstances, the Minister deems danger from fire to any town or settlement especially imminent;

Accumula-
tion of in-
flammable
material.

(6) Regulating or preventing the piling or accumulation of brushwood, debris and other inflammable material;

(7)

- (7) Empowering the Provincial Forester, or any officer or servant of the department to enter upon the lands of any corporation or individual for the purpose or removing, destroying and disposing of any such inflammable substance and providing that the cost of such work shall be borne by such individual or corporation and be recoverable by action at the suit of the Minister; Destruction and disposal of inflammable material.
- (8) Prescribing and regulating the use of fire protective appliances on locomotive engines, logging engines, portable engines, traction engines or stationary engines, using fuel other than oil, and for compelling the use of such appliances and prescribing the precautions to be taken for preventing forest fires being caused by such use or operation; Protective appliances on engines, etc.
- (9) Providing for the collection of the cost of any work done under the authority of this Act by the Provincial Forester, or any officer of the department or of a municipal corporation; Collection of cost.
- (10) Prescribing penalties for the violation of the Regulations; Prescribing penalties.
- (11) Generally for the better carrying out of forest fire prevention and the provisions of this Act. General.

10.—(1) Wherever the Provincial Forester finds upon the land of any person or corporation in a fire district conditions existing which, in his opinion, may be the cause of danger to life or property from fire, he may order the owner or person in control of the land to do what, in the opinion of the Provincial Forester, is necessary to remove such danger, and in default may enter upon such land with such assistants as he may deem necessary for the purpose of removing the danger. Powers of Provincial Forester as to clearing up land.

(2) The cost of any work done by the Provincial Forester or his assistants under subsection 1 shall be borne and paid by the owner or person in control of such lands and shall be recoverable by the Provincial Forester by action in any court of competent jurisdiction. Cost of work.

(3) Any person who neglects or refuses to carry out any order or direction given by the Provincial Forester or any officer acting under the authority of subsection 1 shall incur a penalty of \$50. Penalty.

Offences.

11.—(1) During the close season in any year it shall be unlawful for any person or corporation in a fire district,

Using
engines
without
prescribed
safeguards.

- (a) To use or operate within a quarter of a mile of any forest slashing or bush land any locomotive, logging engine, portable engine, traction engine or stationary engine, using fuel other than oil, which is not provided with a practical and efficient device for arresting sparks, together with an adequate device for preventing the escape of fire or live coals from all ash pans and fire boxes, and which does not comply in every respect with any regulations for the time being made and in force under and by virtue of the provisions of this Act;

Destroying
waste, etc.,
without
spark
arresters.

- (b) To destroy any wood or waste material by fire within any burner or destructor operated at or near any mill or manufactory or to operate any power-producing plant using in connection therewith any smoke-stack, chimney or other spark-emitting outlet, without installing and maintaining on such burner or destructor or on such smoke-stack, chimney or spark-emitting outlet a safe and suitable device for arresting sparks complying in all respects with the Regulations.

Dropping
fire or live
coals.

- (2) No such railway company shall permit fire, live coals or ashes to be deposited on its tracks or right-of-way unless they are extinguished immediately thereafter, except in pits provided for the purpose.

Penalty.

- (3) Any person offending against any of the provisions of this section shall incur a penalty of \$100.

Injunction.

- (4) In addition to the penalty provided for in subsection 2, any court of competent jurisdiction may upon the application of the Provincial Forester, grant an injunction against the use of any locomotive, engine, burner or destructor until it shall have been equipped with safety appliances to the satisfaction of the said officer.

Duty of
engineer.

12. It shall be the duty of every engineer in charge of any engine to see that all safety appliances required by this Act or by the Regulations are properly used and applied, and in default he shall incur a penalty not exceeding \$25.

Action by
municipality
in district.
Complaint to
Provincial
Forester.

13.—(1) Where it appears to the municipal council of a city, town or township in a provisional judicial district that the condition of any land in the municipality or adjacent

thereto

thereto is by reason of unfinished clearing a source of danger from fire to property in the municipality, the council may cause a statement of the facts to be made to the Provincial Forester.

(2) The Provincial Forester shall make inquiry as to the conditions described by the council and shall report the result of his inquiry to the council with his recommendation as to what action, if any, should be taken thereon.

Enquiry into complaint.

(3) Where the Provincial Forester finds that cause for complaint exists owing to the unfinished clearing of land, the council may give notice to the owner of the land directing him, within a time to be named in the notice, to properly clean up the land or such part thereof or to such extent as the Provincial Forester may direct and designate in his report and to remove, as far as possible, all source of danger by fire.

Notice to owner to clean up land.

(4) If within the time so fixed the necessary work has not been done, the corporation of the municipality may cause the work to be done and the land to be cleaned up and the expenses of the corporation in doing such work shall be a charge upon the land and shall be payable by the owner forthwith.

Default of owner—work done by corporation.

(5) If the land is patented and lies in an organized municipality the treasurer of the municipal corporation doing the work shall notify the clerk of the municipality in which the land lies of the amount so due and if after thirty days after the date of the receipt of such notice the amount remains unpaid the corporation of the municipality in which the land lies shall pay the amount to the treasurer of the municipality doing the work and the corporation making such payment may thereupon register or lodge in the proper Registry or Land Titles Office, a declaration under the hand of the reeve or other head and clerk of the municipality and the treasurer thereof and having the corporate seal affixed thereto, declaring that the municipal corporation claims a lien upon the land for the amount so paid and interest thereon at the rate of seven per cent. per annum.

Recovery of expenses where land is patented in organized territory.

(6) If the land is patented and lies in territory without municipal organization the municipal corporation doing the work may register or lodge in the proper Registry or Land Titles Office, a declaration to the same effect as the declaration mentioned in subsection 5 under the hand of the reeve or other head of the corporation and the treasurer thereof and having the corporate seal affixed thereto, stating that the corporation claims a lien upon the land for the amount of such expenses with interest at the rate of seven per cent. per annum from the date of the declaration.

Where land is patented in unorganized territory.

Effect of
registration.

(7) Upon the registration or filing of the declaration mentioned in subsections 5 and 6, the municipal corporation making the declaration shall have a lien upon the land for the amount claimed and such lien shall have priority according to the general law of Ontario and if the claim remains unpaid for a period of three months after registration and filing the same may be enforced by the sale of the land in the manner provided for in the regulations.

"Owner."
meaning of.

(8) In this section "owner" shall mean locatee, purchaser from the Crown, assignee, purchaser or occupant.

Appoint-
ment of
magistrates.

14.—(1) The Lieutenant-Governor in Council may by commission appoint for a limited period any crown timber agent or wood or fire ranger a justice of the peace for the purpose of taking cognizance of offences against the provisions of this Act or the Regulations, and he shall be a justice of the peace in and for every county and district of Ontario, or shall have such other territorial jurisdiction as is specified in his commission.

Constables.

(2) Every person so appointed may, by writing under his hand, appoint for a limited period one or more constables for the purposes of this Act who shall have throughout the territory for which such justice of the peace is appointed all the powers, rights and privileges for such purposes of a constable under *The Constables Act*.

Rev. Stat.,
c. 94.

Refusing
assistance
to justice or
constable.

(3) Any person refusing or failing to render assistance when called upon by any justice of the peace or constable appointed in virtue of this Act, shall be guilty of an offence, and shall upon summary conviction, incur a penalty of not less than \$10 and not exceeding \$25.

Burning
matches,
ashes, etc.

15. Any person who throws or drops any burning match, ashes of a pipe, lighted cigar or other burning substance in a fire district without extinguishing the same, and any person who discharges a gun within a fire district without seeing that the wadding from such gun is extinguished shall incur a penalty not exceeding \$50.

Right of
Provincial
Forester
to enter on
premises.

16. The Provincial Forester and every officer acting under his direction shall have the right while in the performance of his duties to enter into and upon any lands and premises other than a private dwelling, store, storehouse, or farm building, and every person who hinders, obstructs and impedes any such officer in the performance of his duty shall be guilty of an offence and shall incur a penalty not exceeding \$50.

17. Every person who shall without lawful authority destroy, deface or remove any notice posted under this Act or the Regulations shall be guilty of an offence and shall incur a penalty not exceeding \$25. Destroying or effacing notices.

18. Nothing in this Act shall affect or be held to limit or interfere with the right of any person to bring and maintain a civil action for damages occasioned by fire. Right of action for damages not affected.

19. The penalties imposed by this Act and by the Regulations shall be recoverable under *The Ontario Summary Convictions Act*. Recovery of penalties. Rev. Stat. c. 90.

20. *The Forest Fires Prevention Act*, being chapter 241 of *The Revised Statutes of Ontario, 1914*, and the Act passed in the fourth year of His Majesty's reign chaptered 42, are repealed. Rev. Stat c. 241. 4 Geo. V. c. 42, repealed.

CHAPTER 55.

An Act to amend The Fire Marshals Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Fire Marshals Amendment Act, 1917*.

4 Geo. V. c. 41, s. 3, subs. 4, amended. **2.** Subsection 4 of section 3 of *The Fire Marshals Act* is amended by striking out the words "payable out of the fund set apart for that purpose under section 10" at the end of the subsection and substituting therefor the words "payable out of such moneys as may be appropriated by the Legislature for salaries and expenses in connection with this Act."

4 Geo. V. c. 41, s. 6a, (6 Geo. V. c. 55, s. 1), amended. **3.** Section 6a of *The Fire Marshals Act* as enacted by section 1 of the Act passed in the sixth year of His Majesty's reign, chaptered 55, is amended by adding thereto the following subsection:—

Remuneration of Superintendent of Provincial Police and expenses of officers.

(2) The Lieutenant-Governor in Council may fix the remuneration to be paid to the Superintendent of the Ontario Provincial Police for services under this section, and the amount so fixed and the expenses of any work performed for the Fire Marshal by any member of the Ontario Provincial Police Force shall be paid out of such moneys as may be appropriated by the Legislature for salaries and expenses in connection with this Act.

4 Geo. V. c. 41, s. 6b, subs. 2 (6 Geo. V. c. 55, s. 1), amended. **4.** Subsection 2 of section 6b of *The Fire Marshals Act* as enacted by section 1 of the Act passed in the sixth year of His Majesty's reign, chaptered 55, is repealed and the following substituted therefor:—

(2)

- (2) The Fire Marshal shall pre-arrange the terms of payment of the deputy *pro tempore* for his services with respect to such investigation, and the remuneration and expenses of the deputy *pro tempore*, upon being certified by the Fire Marshal, shall be paid out of such moneys as may be appropriated by the Legislature for salaries and expenses in connection with this Act. Remuneration and expenses of deputy pro tem.

5. *The Fire Marshals Act* is amended by adding thereto the following section:— 4 Geo. V. c. 41, amended.

- 6c. The Fire Marshal may employ such legal, technical, scientific, clerical or other assistance as he may deem advisable or necessary in the conduct of any investigation held under the provisions of this Act. Employment of expert and professional assistance.

6. Subsection 3 of section 7 of *The Fire Marshals Act* is repealed and the following substituted therefor:— 4 Geo. V. c. 41, s. 7, subs. 3, repealed.

- (3) Except in the case of a city or town where the chief of the fire department is paid in whole or in part by the corporation of the municipality, every such assistant of the Fire Marshal shall be paid the sum of \$1 for each report, upon the certificate of the Fire Marshal out of such moneys as may be appropriated by the Legislature for salaries and expenses in connection with this Act. Fee for report on fire by assistant to the Marshal.

7. Section 8 of *The Fire Marshals Act* as amended by section 2 of the Act passed in the sixth year of His Majesty's reign, chaptered 55, is further amended by adding thereto the following subsections:— 4 Geo. V. c. 41, s. 8, amended.

- (5) Every person sustaining a loss by fire on property in Ontario shall upon the written or oral request of any assistant to the Fire Marshal, furnish to such assistant within seven days after receipt of such request, whatever information may be required to complete the form of report called for in subsection 2 of section 7. Claimant on loss to furnish information to Marshal's assistant.

Adjusters
to furnish
report on
loss to Fire
Marshal.

- (6) Every person adjusting a claim against a fire insurance company, whether such company is licensed to transact business in Ontario or not and whether such adjuster represents the company or the claimant, shall within three days after the completion of the adjustment, forward a report in writing to the Fire Marshal, giving the date of the fire, the value of the property affected by the different items of the policy as established during the process of the adjustment of the claim, the insurance in each company, the amount of loss allocated to be paid by each company and such other particulars as may be required by the regulations.

4 Geo. V, c.
41, s. 10,
subs. 1,
16 Geo. V,
c. 55, s. 3),
amended.

Fund to be
contributed
by insurance
companies.

8. Subsection 1 of section 10 of *The Fire Marshals Act* as re-enacted by section 3 of the Act passed in the sixth year of His Majesty's reign, chaptered 55, is amended by striking out all the words therein from the commencement down to and including the words "witness fees" in the fifth line.

4 Geo. V,
c. 41, s. 15,
amended.

9. Section 15 of *The Fire Marshals Act* is amended by adding thereto the following subsections:—

Crown
Attorney to
attend and
act at in-
vestigation
on request
of Fire
Marshal.

- (2) Upon the request of the Fire Marshal it shall be the duty of the Crown attorney of the county or district to attend any investigation held under the provisions of this Act and to examine the witnesses at such investigation and assist the Fire Marshal in the conduct of the investigation.

Remunera-
tion.

- (3) For such services, if the investigation is concluded in one day, the Crown attorney shall be entitled to the sum of \$15 and should the investigation extend beyond one day, \$10 *per diem* for each additional day.

Travelling
expenses
etc., when
allowed.

- (4) If the investigation is held in any place other than the county or district town, the Crown attorney shall also be entitled to his actual disbursements for travelling and other expenses.

4 Geo. V, c.
41, amended.

10. *The Fire Marshals Act* is amended by adding thereto the following section:—

- 15b. The fees and expenses as certified by the Fire Marshal to be payable to the Crown attorney or to witnesses or for assistance given or services rendered to the Fire Marshal under the authority of this Act, shall be payable out of such moneys as may be appropriated by the Legislature for salaries and expenses in connection with this Act.
- Payment of fees and expenses out of appropriation.

11. *The Fire Marshals Act* is amended by adding thereto the following section:—

4 Geo. V. c. 41, amended.

- 16a (1) The Fire Marshal may suspend from duty any deputy fire marshal or other official for such cause as he may deem sufficient and shall report such suspension immediately to the Attorney-General.
- Power to suspend deputy or officer.

- (2) The pay of such deputy fire marshal or other official shall not be allowed during the period of suspension, except by order in writing of the Attorney-General.
- Pay to cease during suspension.

12. This Act shall be deemed to have come into force and shall take effect as from the first day of November, 1916, except as to section 6, which shall come into force and take effect upon the enactment hereof.

Commencement of Act.

CHAPTER 56.

An Act to amend The Ditches and Watercourses Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Ditches and Watercourses Amendment Act, 1917*.

Rev. Stat.
c. 260, s. 7,
amended. **2.** Section 7 of *The Ditches and Watercourses Act* is amended by striking out all words after the word "ditch" in the fourth line thereof.

Rev. Stat.
c. 260, s. 16,
amended. **3.** Section 16 of *The Ditches and Watercourses Act* is amended by adding thereto the following:—

Certificate
of engineer
as to fees.

(3a) If the engineer finds that the ditch is not required or is impracticable or cannot be constructed under the provisions of this Act, or if the owner filing the requisition neglects or refuses to serve notices as directed by the engineer under subsection 2 of this section the engineer shall certify in writing to the clerk the amount of his fees and the other charges and by whom the same shall be paid.

Rev. Stat.
c. 260, s. 31,
repealed. **4.** Section 31 of *The Ditches and Watercourses Act* is repealed and the following substituted therefor:—

Application
of Act.

31. This Act shall apply to the deepening, widening, covering, improving or extending of any ditch already or hereafter constructed and to the construction of a tile drain under or adjoining an open ditch as ancillary thereto.

Appeals
to referee.

5.—(1) Any owner affected by an award under *The Ditches and Watercourses Act* may appeal from the judgment of the judge to the referee appointed under the drainage laws

laws of Ontario, whose judgment shall be final and conclusive; but no such appeal shall lie unless and until leave shall have been given by the referee upon an application made to him within fifteen days from the date of the judgment.

(2) For the purposes of giving or refusing leave to appeal or hearing and disposing of an appeal after leave given, the referee shall have similar powers to those conferred upon him by *The Municipal Drainage Act*, and the rules of practice under that Act shall apply so far as applicable to appeals to the referee under this Act, and upon leave to appeal being given, proceedings upon the award or upon the judgment of the judge shall be stayed unless otherwise ordered by the referee.

Application
of
Rev. Stat.
c. 198.

CHAPTER 57.

An Act to amend The Public Schools Act. .

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,
c. 266, s. 73,
cl. J,
amended

1. Clause *j* of section 73 of *The Public Schools Act* is amended by adding at the end thereof the words “but this clause shall not apply to the Board of Education of a city having a population of over 200,000.”

CHAPTER 58.

An Act respecting the Superannuation of Certain Teachers and Inspectors.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Teachers' and Inspectors' Superannuation Act*. Short title.

2. In this Act,

Interpreta-
tion.

- (a) "Board" shall mean and include board of public school trustees, board of separate school trustees, high school board and board of education; "Board."
- (b) "Corporation" shall mean the corporation of a county or other municipality by which inspectors are employed; "Corpora-
tion."
- (c) "Employed" shall mean and include:— "Employed."
 - i. Engaged in Ontario in teaching in a public school, separate school, continuation school, high school, collegiate institute, provincial normal or model school, a school to which *The Industrial Education Act* applies, a faculty of education approved by the Minister, and including its attached observation and practice schools, the Ontario School for the Deaf or the Ontario School for the Blind;
 - ii. Engaged in Ontario as an inspector of public schools by a county or other municipality;
 - iii. Engaged by the Minister, or by the Government, as an inspector or a supervisor of any grade or department, or class of such schools, or as Superintendent of Education, or as any

any other officer designated by the Minister as being engaged in work in connection with the administration of the Ontario Department of Education requiring the professional qualifications and experience of a teacher;

"Fund." (d) "Fund" shall mean the Ontario Teachers' and Inspectors' Superannuation Fund;

"Inspector." (e) "Inspector" shall mean a person qualified according to the regulations of the Department of Education for the duties of his office and shall include a supervisor and a Superintendent of Education;

"Minister." (f) "Minister" shall mean the Minister of Education for Ontario;

"Regulations." (g) "Regulations" shall mean regulations made under *The Department of Education Act*;
Rev. Stat. c. 265.

"Teacher." (h) "Teacher" shall mean a person qualified according to the regulations of the Department of Education to teach in a public school, separate school, continuation school, high school or collegiate institute, Provincial normal or model school or a school to which *The Industrial Education Act* applies, or a practice or observation school attached to a faculty of education and shall include a professor in a faculty of education.
Rev. Stat. c. 276.

Superannuation fund for inspectors and teachers. **3.** There shall be a fund to be known as The Ontario Teachers' and Inspectors' Superannuation Fund, which shall consist of the contributions and payments to be made as hereinafter provided.

Contributors to funds, inspectors and teachers. **4.** Commencing in the month of April, 1917, and thereafter every teacher and inspector employed in Ontario shall contribute to the Fund in such manner as may be prescribed by the regulations, two and one-half per cent. of his salary.

Grant from Province. **5.** The Treasurer of Ontario shall place to the credit of the Fund at such times as shall be prescribed by the regulations sums equal to those contributed by teachers and inspectors under section 4.

6.—(1) Except as provided in subsection 2, if the salary of any teacher or inspector for any year is less than \$550, it shall be taken as being \$550 for the purposes of this Act.

Salary to be estimated at not less than \$550.

(2) A teacher or inspector having a salary of less than \$550 per annum, may contribute upon any fraction of \$550 which is not less than the actual salary received, but in that case the maximum and minimum pensions to which such teacher or inspector may become entitled shall be the same fraction of the maximum and minimum pension provided by subsection 1 of section 11 as the lowest salary upon which the teacher or inspector contributes is of \$550.

Contributing on less than \$550.

7.—(1) A corporation or board which has before the 1st day of January, 1918, established a fund for the purpose of granting pensions to teachers or inspectors may pay into the Fund a sum actuarially determined to be the equivalent of the pensions so granted and still payable by the corporation or board, and in addition may pay into the Fund a sum actuarially sufficient to provide for the rights granted under section 11 to those teachers and inspectors who have contributed to the fund established by the corporation or board for the payment of pensions.

Pensions already payable by corporations or boards.

(2) Upon the payment provided for in subsection 1, the corporation or board shall be relieved from any further liability in respect to pensions payable or to become payable out of the fund established by it.

Application of moneys payable by credit of existing funds.

(3) Notwithstanding anything contained in any by-law, regulation or scheme heretofore passed, made or adopted by any corporation or board, no corporation or board shall after the 1st day of April, 1917, demand or receive from or on account of any teacher or inspector any contribution towards any fund for the payment of pensions or superannuation allowances except for the purposes of the Fund created by this Act; and no teacher or inspector shall after the 1st day of January, 1918, have any claim upon any such corporation or board in respect of any such pension or superannuation allowance except as to any pension or superannuation allowance theretofore granted by the board or corporation and not provided for in the manner set forth in subsection 1.

Future claims to be on fund.

8.—(1) Every contribution payable under section 4 shall be made in payments on the dates of the payment of the instalments of the salary of the teacher or inspector and in the manner prescribed by the Regulations.

When contributions to be made.

Deducting
contributions
from
salaries.

(2) The amount payable by a teacher or inspector employed by a board or corporation or by the governing body of a faculty of education, shall be deducted from his salary by the board or corporation or governing body as the case may be, and the Minister shall deduct the same from the total legislative grant payable to the board or corporation or governing body, and it shall be placed to the credit of the fund by the Treasurer of Ontario, and if the amount of such grant is less than the amount due from the corporation, board or governing body, it shall pay over the balance to the Treasurer and the amount so paid shall be placed to the credit of the Fund.

Government
to retain
contributions
out of
salaries.

(3) In the case of a teacher or inspector whose salary is paid directly or indirectly by the Government of Ontario, the amount payable by such teacher or inspector shall be retained out of his salary and placed to the credit of the fund by the Treasurer of Ontario.

Quarterly
credit of
contri-
butions.

9. The contributions provided for in section 5 shall be credited yearly to the Fund in the manner provided by the regulations.

Half-yearly
credit of
interest by
Province.

10. There shall be placed to the credit of the Fund by the Treasurer of Ontario interest thereon half-yearly at the current rate of interest, payable by the Government of Ontario as determined by the Lieutenant-Governor in Council.

Annual
allowance
on retire-
ment after
forty years'
service.

11.—(1) Every teacher and every inspector who after the 1st day of January, 1918, applies to the Minister for the superannuation allowance provided for by this Act and who furnishes to the Minister evidence that he has been employed for at least forty years prior to the date of such application and has retired from his profession and ceased to be so employed not more than one year prior to such date and who produces such proof of age, length of employment and other evidence as may be required by the regulations, shall be entitled to be paid during his lifetime an annual allowance chargeable against the Fund equal to one-sixtieth of his average salary during the last ten years during which he was employed, multiplied by the number of full years during which he was employed, and all payments so made shall be debited to the Fund, but

(a) The years during which he has contributed to the Fund shall count as full years of employment;

(b)

- (b) The years of employment completed prior to such contribution shall count each as a half year of employment;
- (c) Contributions to any municipal or school board Fund paid over to the Fund as provided by section 7 shall be considered as contributions to the Fund;
- (d) Subject to the provisions of subsection 2 of section 6, if the amount of the annual payment to the teacher or inspector as above determined is less than \$365, the amount payable annually to the inspector or teacher shall be \$20 for each year of service, but not exceeding in the whole \$365;
- (e) Subject to the provisions of subsection 2 of section 6, if the amount of such annual payment as above computed is more than \$1,000, the amount of the annual payment shall be \$1,000; but if at the time of his becoming entitled to such maximum allowance the teacher or inspector has paid into the fund a sum sufficient to purchase at Dominion Government rates, a life annuity of a greater amount than \$1,000 per annum, the annual allowance payable to him under this Act shall equal the amount of such annuity;
- (f) A teacher or inspector who has contributed to the fund mentioned in sections 106 to 108 of *The Public Schools Act*, and who elects to become subject to this Act under section 15, shall be entitled to receive in addition to any allowance under this section, an annual allowance equal to an annuity which might have been purchased by him at Dominion Government rates with the sums so contributed, but the total amount payable to him shall not exceed the maximum provided for in clause e.
- (g) Should a teacher or an inspector after retirement again become employed the allowance shall cease during the term of such employment, but may be resumed upon his again ceasing to be employed, and the period during which he has been so employed shall be allowed for in fixing the amount of his annual allowance on retirement.
- (2) A teacher or inspector who has been employed for at least thirty years, upon making the like application and furnishing

Retirement
after thirty
years'
service.

nishing the like evidence of employment and retirement shall be entitled to an annual allowance actuarially equivalent to that provided for in the case of a teacher or inspector retiring after forty years' employment, having regard to the difference in length of service and the earlier age at which the allowance becomes payable.

Allowance to be paid monthly and to be apportionable.

(3) The annual allowances to teachers and inspectors under this section shall be payable in monthly instalments and shall be apportionable to date of death.

Retirement in case of ill-health after fifteen years.

(4) Every teacher or inspector who has been employed for at least fifteen years and is employed on the 1st day of January, 1918, and who after that date, makes application to the Minister for an annual allowance under this Act and who produces to the Minister a certificate of a legally qualified medical practitioner, verified by an official medical referee appointed by the Minister, that after such date he became physically incapacitated from being employed, shall be entitled to the annual allowance provided by subsection 1, but any person receiving an allowance under this subsection may, upon the order of the Minister of Education, at any time be subjected to examination by a legally qualified medical practitioner appointed by the Minister, and if upon such examination it is certified to the Minister that such teacher or inspector is no longer incapable of employment as teacher or inspector the Minister may make an order that no further annual payment shall be made except as provided for by subsection 1.

Death.

(5) Upon the death of a teacher or inspector, while engaged in the profession, his personal representatives shall be entitled to receive a sum equal to the total amount contributed by him to the Fund during his life-time.

Crediting time spent on military or naval service.

(6) In computing the period of employment of a teacher or inspector applying for an annual allowance under subsections 1, 2 or 4, due credit shall be given for time spent in military or naval service in defence of the Empire, including service as nurse or nursing sister or in any other capacity, where such time is duly certified as prescribed by the Regulations.

Employment after retirement before passing of Act.

(7) A teacher or inspector who has retired from his profession and has ceased to be employed before the date of the passing of this Act shall not be entitled to the annual allowance provided for by subsections 1, 2 or 4 by reason of being employed after such date.

12. There shall be an actuarial valuation of the Fund as at the 1st day of January, 1921, and every three years thereafter, and whenever it appears as a result of such valuation that one or more of the following additional benefits may be granted without impairing the solvency of the Fund these benefits shall be granted in the following order:—

- (a) A teacher or inspector withdrawing from the profession after having been employed for at least five years shall be entitled to receive the whole of his contributions made to the Fund; When additional benefits may be granted.
Return of contributions on retirement from profession.
- (b) In the event of the death of a teacher or inspector to whom the superannuation allowance provided for in section 11 has become payable, his personal representatives shall be entitled to receive out of the Fund a sum sufficient to make the total amount received by him or his representatives equal to the total amount of his contributions. Compensation on death of superannuated person to equal amount paid in by him.

13.—(1) A teacher or inspector shall not be entitled to any allowance provided for by this Act until his claim to such allowance has been approved by the Minister upon the report of a commission consisting of five members who shall be appointed and elected triennially as follows:— Commission on claims.

- (a) An actuary and two other persons appointed by the Minister;
 - (b) Two teachers or inspectors who are members of the Ontario Educational Association elected at the annual meeting of such association, by the teachers and inspectors present and voting thereat.
- (2) The election of representatives by the Ontario Educational Association shall be conducted in such a manner as the majority of the members of the association present and voting at the meeting may decide. Election.
- (3) The Minister shall triennially designate one of the members of the commission to be the chairman thereof. Chairman.
- (4) A vacancy occurring in the commission among the members appointed by the Minister shall be filled by the Minister and a vacancy occurring among the members appointed by the said association shall be filled by the election of a person to fill such vacancy at the next annual meeting Vacancies.

of the association, and the Board of Directors of the association, at a special meeting to be called for that purpose upon notice of such vacancy from the Minister, may appoint a teacher or inspector who is a member of the association to fill the vacancy until such election can be held.

Allowance
not to be
subject to
attachment,
etc., or
assignment.

14. The annual allowance payable to a teacher or an inspector under this Act shall not be subject to his debts, or be attached or taken in execution, and no assignment of any moneys payable or to become payable to a teacher or an inspector under this Act shall be valid or binding, but every sum so payable shall be payable directly to the teacher or inspector or to his personal representative.

Benefici-
aries
under
present
public
schools
superan-
nuation.

15.—(1) Every teacher and inspector now in receipt of superannuation allowance payable under sections 106 to 108 of *The Public Schools Act* shall continue to receive such superannuation allowance as if this Act had not been passed but shall have no claim to the allowance provided for in section 11.

Contribu-
tors to
present
fund.

(2) A teacher or an inspector who is employed at the time of the passing of this Act and is a contributor to the superannuation fund mentioned in said sections 106 to 108, shall not be subject to this Act unless before the 1st day of September, 1917, he notifies the Minister by registered letter that he elects to become so subject, and if he so elects he shall make the contributions provided for in section 4 as from the 1st day of April, 1917, and except as provided in section 11, he shall thereafter have no claim against the Province in respect of any contributions made by him under *The Public Schools Act* before that date.

Rev. Stat.
c. 266.

Payments
and credits
to be a
charge upon
the Con-
solidated
Revenue.

16.—(1) Payments and credits required to be made by the Treasurer of Ontario by way of contribution to the Fund for interest and the payments of superannuation allowances and other benefits under this Act shall be a charge upon and shall be payable out of the Consolidated Revenue Fund.

Payments
upon requi-
sition of
minister.

(2) The payment of any superannuation allowance or other benefit under this Act shall be made upon a requisition in writing signed by the Minister to the Treasurer of Ontario, and directing the issue of the cheque of the Treasurer of Ontario, and the direction of the Minister shall be final and conclusive, anything in *The Audit Act* to the contrary notwithstanding.

Regula-
tions.

Rev. Stat.
c. 268.

17. Regulations may be made by the Minister with the approval of the Lieutenant-Governor in Council as provided by *The Department of Education Act*:

(a)

- (a) Respecting evidence to be furnished by teachers and inspectors claiming to be entitled to the annual allowance or to any other benefit payable under this Act;
- (b) Respecting the conditions upon which the teachers or inspectors now employed and contributing to the superannuation fund provided for by *The Public Schools Act* may be entitled to receive an annual allowance as provided for by this Act; Rev. Stat. c. 266.
- (c) Requiring any board or corporation to make returns as to the teachers and inspectors employed by the board or corporation;
- (d) Prescribing the dates upon and the manner in which payments shall be made into the Fund;
- (e) Prescribing the date upon which payment is to be made on account of the Fund to any teacher or inspector;
- (f) Prescribing the time and place at which the commission mentioned in section 13 of this Act shall meet and the procedure of the commission;
- (g) Providing for the withholding of any grant or other sum payable by the Province to a board or corporation in case of any default in making the payments or returns required by this Act or the regulations;
- (h) Generally for the better carrying out of the provisions of this Act.

CHAPTER 59.

An Act respecting the Appointment of a Commission for the Ottawa Separate Schools.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Board of Trustees of the Roman Catholic Separate Schools for the City of Ottawa has heretofore neglected and refused to conduct the said schools according to law, and it is desirable to provide for the appointment of a Commission to conduct and manage the said schools in case the Board makes further default;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Appointment of Commission.

1. Whenever the said Board shall neglect or refuse to conduct the schools under its control according to law the Minister, with the approval of the Lieutenant-Governor in Council, may appoint a Commission of not less than three nor more than seven persons to act in place of the Board.

Powers of Commission.

2. The Commission may take possession of and administer the property and assets of or under the control of the Board and may levy and collect any rates and taxes which the Board might otherwise be entitled to levy and collect and shall exercise and perform the rights, powers, privileges and duties of the Board in place of the Board.

Restoring Board.

3. The conduct and management of the schools shall be restored to the Board by the Minister of Education whenever it shall appear that the schools will be conducted by the Board according to law.

Determination of right to appoint commission.

4. If any question arises as to whether the circumstances justify the appointment or the continuance of a commission it shall be determined on summary application to the Supreme Court at Toronto.

5. The Supreme Court may on summary application make any order that may be necessary to secure to the Commission appointed under this Act possession of the property and assets to which it is entitled.

6. The Commission shall be a Corporation and the Minister of Education with the approval aforesaid may appoint Commissioners in addition to or in substitution for Commissioners theretofore appointed, provided the number of persons forming a Commission shall not at any time exceed seven.

7. The Commission shall conduct the said schools in accordance with *The Separate Schools Act*.

8. The Minister of Education, with the approval of the Lieutenant-Governor in Council, may from time to time advance monies from the Consolidated Revenue Fund to the Commission to enable it to carry on the schools under its control.

9. This Act shall come into force on and from a day to be named by the Lieutenant-Governor in Council by his proclamation.

CHAPTER 60.

An Act respecting the Roman Catholic Separate Schools of the City of Ottawa.

Assented to 12th April, 1917.

Preamble.

WHEREAS pursuant to an Act respecting the Board of Trustees of the Roman Catholic Separate Schools of the City of Ottawa passed in the fifth year of the reign of His Majesty, King George the Fifth, chaptered 45, the Minister of Education with the approval of the Lieutenant-Governor in Council on the 20th day of July, 1915, appointed a Commission consisting of Denis Murphy, now deceased, Thomas D'Arcy McGee and Arthur Charbonneau herein referred to as "the Commissioners" to conduct and manage the Roman Catholic Separate Schools of the City of Ottawa, which said Act has been declared to be ultra vires; and whereas the Board of Trustees of the said Separate Schools prior to the appointment of the said Commission, had neglected and failed to open, keep open, maintain and conduct the said schools according to law and to provide qualified teachers therefor, had threatened at various times to close the said schools and had neglected and refused to discharge and perform the duties imposed upon it by law to the loss and damage of the supporters of the said schools and to the serious prejudice of the children entitled to attend the same; and whereas by reason of the neglect and default of the Board as aforesaid it was necessary to provide special means for the education of the children entitled to attend the said schools until the Board should be willing to perform its lawful duties in respect to said schools, and the Commissioners were appointed for that purpose; and whereas the Commissioners entered into possession of the school premises and property on the 26th day of July, 1915, and thereafter maintained and conducted the said schools continuously until the said Act was declared to be ultra vires, during the whole of which time the said Board was unwilling to conduct the said schools according to law; and whereas the Commissioners in carrying on said schools and meeting obligations of the Board disbursed \$68,873.43, which at the date of their appointment stood to the credit of the Board in the Quebec Bank at Ottawa, the further sum of

\$84,156.04

\$84,156.04 received out of Court pursuant to an order of the Appellate Division of the Supreme Court of Ontario, dated the 3rd day of April, 1916, and the further sum of \$71,944.08 received from other sources, all of which sums of money were by law applicable to the maintenance and conduct of the said schools; and the Commissioners in the maintenance, conduct and management of the said schools, also incurred a liability to the Bank of Ottawa for \$71,891.16 and interest thereon which still remains unpaid; and whereas the Board has commenced actions against the Quebec Bank, the Bank of Ottawa and the Commissioners to recover the monies so disbursed as aforesaid and has refused to assume the said liability to the Bank of Ottawa and it is desirable to declare the rights of the parties;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. It is declared that the Commissioners disbursed the monies and incurred the liability herein recited for payments and expenditures which were necessary to maintain and carry on the said schools and which should have been made by the Board in the proper conduct and management of the said schools but for its wrongful neglect and default as aforesaid.

Relief of
commis-
sioners.

2. It is further declared that the said payments and expenditures shall be deemed for all purposes to have been made by the Commissioners for and on behalf and at the request of the Board and that the Commissioners are entitled to indemnity from the Board in respect thereof.

Commis-
sion entitled
to indem-
nity from
Board.

3. It is further declared that the said liability of \$71,891.16 and interest thereon to the Bank of Ottawa subject to the rights of third parties, if any, is a debt of the Board to the said Bank and that the Bank is entitled to set off the same against any other monies of the Board in its hands.

Debt to
bank to
be debt
of Board.

4. In default of payment of the said liability by the Board the same may be paid to the bank out of the Consolidated Revenue Fund of the Province and thereafter the said sum with proper interest thereon shall be a debt to His Majesty and may be recovered from the Board in any action brought for that purpose.

Payment
of debt
to bank
out of
consoli-
dated
revenue.

5. This Act may be pleaded as a defence to any action now pending or that may hereafter be brought by the Board against any person or Corporation in respect of any of the monies received and disbursed by the Commission as aforesaid.

Pleading
Act

Order-in-Council of
26th August,
1915, con-
firmed.

6. The Order-in-Council made on the 26th day of August, 1915, which is set out in the schedule herewith, is confirmed and declared to be and to have been from the said date legal, valid and binding, and the Commissioners shall be indemnified by the Province from and against all liability for indebtedness incurred by them or damages recovered against them by reason of any of said payments and expenditures by them as aforesaid or in consequence of anything done or suffered by them or any of them while acting as such Commissioners.

SCHEDULE.

Copy of an Order-in-Council approved by His Honour the Lieutenant-Governor, the 26th day of August, A.D. 1915.

The Committee of Council have had under consideration the report of the Honourable G. H. Ferguson, Acting Minister of Education, dated 19th August, 1915, wherein he states that in view of the pending litigation in which the Roman Catholic Separate School Board for the City of Ottawa is plaintiff and the Quebec Bank a party defendant, the Quebec Bank has declined to pay to the Ottawa Separate School Commission the moneys heretofore, now or hereafter standing to the credit of the said Board in the said bank without a bond of indemnity from the province in that behalf, and that there is urgent need of the moneys in question for the purpose of the Commission and of the separate schools under their control and management, and it is advisable to comply with the request of the bank. The Minister, therefore, recommends that he be authorized and empowered as acting Minister of Education on behalf of the province to execute and deliver with the seal of the Department of Education to the Quebec Bank a bond indemnifying and saving harmless the bank from all loss, costs or damage the bank may at any time suffer or sustain on account of or by reason of the payment or transfer at any time and from time to time by the said bank to the Ottawa Separate School Commission of any moneys heretofore now or hereafter standing to the credit of the Roman Catholic Separate School Board for the City of Ottawa in the books of the said bank or that otherwise but for the appointment of the said Commission would be the property of or payable to the said Board, or of any loans, advances, overdrafts or credits at any time or from time to time that may be made or given by the bank to the Commission, or of anything otherwise lawfully relating to the premises, the bond to be in such penal sum and in such form and to contain such provisions as may be satisfactory to the said bank and to the Counsel for the Department of Education.

The Committee concur in the recommendation of the Minister and advise that the same be acted on.

Certified.

J. LONSDALE CAPREOL,
Clerk, Executive Council.

CHAPTER 61.

An Act to amend The Boards of Education Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 269, s. 6,
amended.

1.—(1) Section 6 of *The Boards of Education Act* is amended by adding thereto the following as subsection (4a):—

Annual elec-
tion of
Board—vote
of rate-
payers on
question.

(4a) Upon an affirmative vote of the majority of the persons qualified to vote for public school trustees in favour of the annual election of the members of the board of education, all the elective members of such board shall, notwithstanding anything in this Act, be elected annually, and the clerk of the city shall notify the secretary of the board of education, in writing, of the result of the voting, and all the members of the board of education shall cease to hold office on the 31st day of December of the same year.

Application
of section.

(2) This section shall apply whether such vote be taken before or after the passing hereof.

CHAPTER 62.

An Act to amend The Auxiliary Classes Act.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 4 of *The Auxiliary Classes Act* is amended by ^{4 Geo. V.} inserting the following as subsection 3 thereto:—
c. 49, s. 4,
amended.

- (3) With the approval of the minister, the council of a city having a population of not less than 200,000 may acquire land in the municipality, or elsewhere, or may set aside land already owned by the corporation, or any land acquired or held for industrial farm purposes, as a site or sites, and may erect suitable buildings thereon for the purposes of subsection 1 of this section, but any rates levied for the aforesaid purposes shall be levied on the property of public school supporters only.

2. Section 11 of the said Act is amended by adding the ^{4 Geo. V.} following as subsection 2 thereto:—
c. 49, s. 11,
amended.

- (2) The moneys required for the purposes of subsection 3 of section 4 shall be raised and levied in the same manner as for the erection, establishment, improvement or maintenance of public schools under the control of the board.

CHAPTER 63.

An Act respecting The Ontario Board of Parole.

Assented to 12th April, 1917.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Ontario Parole Act, 1917.*

Interpretation.

2. In this Act,

"Board."

(a) "Board" shall mean the Ontario Board of Parole;

"Secretary."

(b) "Secretary" shall mean the Secretary of the "Board";

"Prisoner."

(c) "Prisoner" shall mean and include a person convicted of an offence against a Statute of Ontario or against a municipal by-law and sentenced to confinement in a reformatory, common gaol, industrial farm, industrial school or other place of safe custody and prisoners serving indeterminate sentences referred to in section 41a of *The Prisons and Reformatories Act*, being chapter 148 of *The Revised Statutes of Canada, 1906*, as amended by chapter 21 of the Acts of the Parliament of Canada passed at the session held in the sixth and seventh years of His Majesty's reign;

"Regulations."

(d) "Regulations" shall mean regulations made by the Board under the authority of this Act.

Board of Parole established.

3. For the purposes of this Act and of the said *The Prisons and Reformatories Act*, there is constituted a Board to be known as the Ontario Board of Parole which shall be composed of seven persons to be appointed by the Lieutenant-Governor in Council and the present members of the Board

of

of Parole established by Order of the Lieutenant-Governor in Council dated the 29th day of November, 1910, shall be the first members of the Board so constituted.

4.—(1) The Lieutenant-Governor in Council may appoint from among the members of the Board, a Chairman and a Secretary of the Board. Chairman and secretary.

(2) Three members of the Board shall form a quorum. Quorum.

5. The Lieutenant-Governor in Council may appoint an officer to be known as the Parole Commissioner who shall have such powers and perform such duties as may be conferred and prescribed by the Regulations. Parole Commissioner. Duties and powers.

6. The Parole Commissioner shall be paid such annual salary or other remuneration as may be determined by the Lieutenant-Governor in Council. Salary of Commissioner.

7. The Secretary may be paid such annual or other salary or remuneration as may be determined by the Lieutenant-Governor in Council. Salary of secretary.

8. Each of the members of the Board shall be paid the annual sum of \$200, to cover his travelling and other expenses in the performance of his duties under this Act. Honorarium to members of Board.

9. The salary of the Secretary, and the allowances for travelling and other expenses of the members of the Board shall be paid out of such moneys as may be appropriated by the Legislature for the general purposes of the Board. Salaries, etc., how payable.

10.—(1) Subject to the approval of the Lieutenant-Governor in Council, the Board may make regulations Regulations.

(a) Defining the duties, powers and responsibilities of the Board, the Parole Commissioner and the Secretary;

(b) Defining the conditions under which a prisoner may be paroled under this Act or under *The Prisons and Reformatories Act*; R.S.C. c. 148.

(c) Prescribing the powers of the Board in dealing with a prisoner on parole who fails to comply with the terms upon which he has been paroled;

(d) Prescribing the form of returns to be made by public officers and other persons containing information as to the antecedents of any prisoner;

(e)

(e) Generally for the better carrying out of the provisions of this Act and *The Prisons and Reformatories Act*.

When approval of Minister of Justice required.

(2) The regulations shall have force and effect as to prisoners referred to in section 41a of *The Prisons and Reformatories Act* only so far as such regulations have been approved by the Minister of Justice of Canada.

Release of prisoners on parole.

11. Subject to the regulations the Board may order the release on parole of any prisoner upon such conditions as the Board may deem proper.

Re-taking prisoners on breach of conditions of parole.

12. Every parole granted to a prisoner shall be conditional whether so expressed or not and, subject to the regulations, the Board may provide that a prisoner who fails to observe the conditions of his parole may be taken into custody by the Parole Commissioner or any person appointed for such purpose, and may be returned to the prison or other place from which he was paroled.

Assistance to prisoners.

13. It shall be the duty of the Board to assist prisoners on parole in procuring employment with trustworthy persons and in this manner to ensure as far as possible the success of the parole system.

Returns.

14. It shall be the duty of every public officer or other person having information or having access to any information bearing upon the fitness of a prisoner to be paroled, to make such return in writing to the Board as may be required by the Regulations.

Annual report of Board.

15. The Board shall in each year, on or before the 31st day of October, make a report in writing, to the Lieutenant-Governor in Council of the history and proceedings of the Board during the preceding twelve months.

Pardoning powers not affected.

16. Nothing in this Act contained shall be construed as affecting or impairing or as intending or purporting to affect or impair the powers of the Governor-General of Canada or the Lieutenant-Governor of Ontario to grant a reprieve, pardon, or commutation of sentence in any case.

Prisoners' assistance fund.

17.—(1). Whenever the Assembly shall have voted a sum of money as a Prisoners' Assistance Fund under the appropriation for the general purposes of the Board, payments from such fund may be made from time to time under the direction of the Provincial Secretary to such officers and persons as he may think proper, to be expended for the assistance

of paroled prisoners to secure employment or necessary tools or equipment or for such other purposes for the use and benefit of such paroled prisoners as he may approve.

(2) The certificate or order of the Provincial Secretary that such sum of money is required to be paid out of the fund shall be sufficient authority for the issue of a cheque by the Treasurer of Ontario for the amount named in such certificate or order and the officer or other person to whom the cheque is issued shall account to the Provincial Secretary for the proper disbursement of the amount received by such officer or other person, and the approval of the Provincial Secretary shall be final and the account shall not be subject to further inquiry or audit.

Payments
out of fund
on certifi-
cate of
Minister.

CHAPTER 64.

An Act respecting the Village of Acton.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the Village of Acton has by its petition represented that the council of the said corporation duly passed By-law Number 447, intituled "A By-law to provide for the borrowing on debentures the sum of \$25,000 for the purpose of loaning the same to The Reliance Shoe Company, Limited, to enable them to establish a plant in the Village of Acton for the manufacturing of boots and shoes," after the same had been submitted to the assent of the electors when there were one hundred and fifty-six votes in favour of the by-law and nineteen votes against the by-law; and whereas doubts have arisen as to the legality of the said by-law, and the said corporation has petitioned that an Act be passed validating and confirming the said by-law and the debentures issued or to be issued thereunder; and whereas it is deemed expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law
No. 447
of Village
of Acton
confirmed.

1. By-law Number 447 of the Village of Acton, intituled "A By-law to provide for the borrowing on debentures the sum of \$25,000 for the purpose of loaning the same to The Reliance Shoe Company, Limited, to enable them to establish a plant in the Village of Acton for the manufacturing of boots and shoes" and set out in Schedule "A" hereto and all debentures issued or to be issued thereunder, are validated and confirmed, and are declared to be legal, valid and binding upon the said Corporation of the Village of Acton and the ratepayers thereof.

VILLAGE OF ACTON.

By-Law No. 447.

A By-law to provide for the borrowing on debentures the sum of \$25,000 for the purpose of loaning the same to The Reliance Shoe Company, Limited, to enable them to establish a plant in the Village of Acton for the manufacturing of boots and shoes.

Whereas the Reliance Shoe Company, Limited, of the first part, and the Municipal Corporation of the Village of Acton, of the second part, have entered into an agreement, that in consideration of the said Corporation providing the said Company with a free site for a factory and lending them the sum of \$25,000 repayable in twenty annual payments of \$2,179.61 each,

The said Company agrees to erect on a site chosen by the said Corporation in the Village of Acton, a factory building costing not less than \$10,000 and to instal in said factory all modern machinery and plant required in manufacturing boots and shoes, the total equipment including buildings, land and the said plant and machinery to cost not less than \$25,000, being the amount agreed upon between the said Company and the said Corporation, and the said lands, buildings, plant and machinery shall be free from all liens, charges and encumbrances of every kind, other than the mortgage hereinafter mentioned.

The said Company shall complete the erection of the said buildings on the said property, and shall place the said machinery and plant therein and have the same in operation as a going concern by the first day of May, 1917, and shall during the term of twenty years from the first day of May, 1917, employ in the said business not less than sixty employees on the average in each working day of each year, in the said term unless prevented by fire, strike or other unavoidable cause, the calculation as to the number of employees and the amount of wages paid to be made as hereinafter provided.

The said Company shall execute and deliver to the said Corporation, a first mortgage for the sum of \$25,000 upon the said buildings, land and premises, plant and machinery, stock-in-trade, free from all dower, liens, charges and encumbrances of every kind, and all other fixtures, machinery and plant to be subsequently placed upon said premises in connection with the said business which said plant and machinery and fixtures now upon or subsequently placed upon the property shall for the purposes of the said security to be regarded as part of the freehold and the same to be of the total value of \$30,000 as a guarantee of good faith and for the faithful performance of all conditions and covenants binding upon the Company, under this agreement until the discharge of the said mortgage as hereinafter provided, and to secure the Corporation loaning the said Company the said sum of \$25,000.

The said mortgage shall be prepared and made, in pursuance of the Short Forms of Mortgages Act, and shall contain the usual statutory covenants contained in such mortgages, and such others as the Corporation shall deem advisable for the security thereby intended, insurance to the extent of at least 75 per cent. of the cash value of the buildings, plant, machinery, and stock-in-trade on the mortgaged premises shall be placed upon the same by the said Company and premiums paid therefor.

The said Company shall, during the said term of twenty years, whenever required to do so, submit to the Corporation a statement as to wages paid and persons employed by the said Company, such statement to be prepared and signed by a regular chartered accountant satisfactory to the Corporation and if required also verified by a statutory declaration to be made by the said Company.

And whereas it is expedient to pass this By-law and submit the same to the electors of the said municipality to authorize the said Corporation to borrow the sum of \$25,000 on the debentures of the said municipality for the purpose of loaning the same to the said Company, to enable them to erect the said factory and to carry on the business of manufacturing boots and shoes in the said Village of Acton;

And whereas it will be necessary to borrow the said sum of \$25,000 and to issue debentures of the Village of Acton therefor bearing interest at the rate of six per cent. per annum, which is the amount of the debt intended to be created by this By-law;

And whereas it is expedient to make the principal of the debt repayable in yearly sums during the period of twenty years, in such amounts respectively, that the aggregate amount payable for principal and interest, in any year shall be equal as nearly as may be to the amount so payable for principal and interest in each of the other years;

Whereas it will be necessary to raise the annual sum of \$2,179.61 during the period of twenty years to pay the said principal money and interest as they become due;

And whereas the amount of the whole rateable property of the Village of Acton, according to the last revised assessment roll thereof is \$565,920;

And whereas the amount of the existing debenture debt of the said Village of Acton is the sum of \$46,974.72 and no part of the principal or interest thereof is in arrears;

Therefore the Municipal Council of the Village of Acton enacts as follows:

1. The said sum of \$25,000 shall be loaned to the said Reliance Shoe Company, Limited, for the purposes aforesaid, and for the said purposes the sum of \$25,000 shall be borrowed and debentures of the said Village of Acton shall be issued therefor in sums of not less than \$100 each, bearing interest at the rate of six per cent. per annum, payable yearly and having interest coupons attached thereto. Each of the said debentures shall be issued within one year from the day on which this By-law is passed and be dated on the day of issue thereof and shall be payable in twenty annual instalments of the respective amounts set forth in Schedule "A" hereto attached, at the office of the Treasurer of the Village of Acton.

2. The said debentures and coupons shall be signed by the Reeve of the said Village and the Treasurer thereof and the said debentures shall be sealed with the Corporate Seal of the Municipality.

3. During twenty years the currency of the said debentures there shall be raised annually by special rates on all rateable property in the Village of Acton the sum of \$2,179.61 for the purpose of paying the amount due, in each of the said years for principal and interest in respect of the said debt as shown in the Schedule "A" hereunto annexed.

4. The Reeve and Clerk are hereby directed and authorized to convey to the said Reliance Shoe Company, Limited, part of Lot Number Twenty-eight in the Third Concession of the Township of Esquesing, now within the limits of the Village of Acton, as a site for their proposed factory.

5. This By-law shall take effect and come into operation on the day of the passing thereof.

6. The votes of the Electors of the said Village of Acton, entitled to vote on this By-law shall be taken on Monday, the sixteenth day of October, 1916, commencing at the hour of nine o'clock in the morning and continuing until five o'clock in the afternoon of the same day at the following places and by the following Deputy Returning Officers, that is to say:—

(1.) Polling Sub-Division No. 1, at the Town Hall, with George Agnew, Deputy Returning Officer.

(2.) Polling Sub-Division No. 2, at C. C. Speight's Shop, Main Street, with George Havill, Deputy Returning Officer.

7. On Friday the thirteenth day of October, 1916, the Reeve of the Village of Acton shall attend at the Town Hall, Acton, at ten o'clock in the forenoon to appoint, in writing signed by him, two persons to attend at the final summing up of the votes, and one person to attend at each polling place on behalf of the persons interested in and desirous of promoting the passing of this By-law, and a like number on behalf of the persons interested in and desirous of opposing the passing of this By-law.

8. The Clerk of the Council of the said Village shall attend at the Town Hall, Acton, at ten o'clock in the forenoon of the seventeenth day of October, 1916, to sum up the number of votes given for and against this By-law.

Passed in open Council this 20th day of November, 1916.

(Sgd.) GEO. HYNDS,

Reeve.

(Sgd.) A. J. MACKINNON,

Clerk.

Schedule "A" referred to in the By-law hereto annexed.

Amount of principal and interest required yearly to retire \$25,000 debentures in twenty years at six per cent. per annum, payable by instalments as follows:

Year.	Interest.	Principal.	Total.
1	\$1,500 00	\$579 61	\$2,179 61
2	1,459 22	720 39	2,179 61
3	1,416 00	763 61	2,179 61
4	1,370 18	809 43	2,179 61
5	1,321 61	858 00	2,179 61
6	1,270 13	909 48	2,179 61
7	1,215 57	964 04	2,179 61
8	1,157 72	1,021 89	2,179 61
9	1,096 41	1,083 20	2,179 61
10	1,031 42	1,143 19	2,179 61
11	962 53	1,217 08	2,179 61
12	889 50	1,290 11	2,179 61
13	812 09	1,367 52	2,179 61
14	730 04	1,449 57	2,179 61
15	643 07	1,536 54	2,179 61
16	550 87	1,628 74	2,179 61
17	453 15	1,726 46	2,179 61
18	349 56	1,830 05	2,179 61
19	239 76	1,939 85	2,179 61
20	123 37	2,056 24	2,179 61

CHAPTER 65.

An Act respecting the Township of Barton.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the Township of Barton, in the County of Wentworth, by petition, prayed that it may be empowered to appoint an assessment commissioner; and that the said corporation may pass by-laws for licensing and registration of dogs; and whereas it has been made to appear that owing to the suburban character of a large part of the said township such special provisions would be of great advantage to the said corporation; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Appointment of Assessment Commissioner, Board of Assessors, R.S.O., 1914, c. 192.

1. The Municipal Council of the Corporation of the Township of Barton, in addition to the powers conferred upon it to appoint assessors under the provisions of section 230 of *The Municipal Act*, may appoint an assessment commissioner who shall, from time to time, have authority and control over such assessors as may be appointed by said municipal council, and such commissioner and assessors shall constitute a board of assessors and shall possess all the powers and perform the duties of assessors appointed under the provisions of said section 230; and the said council shall also have power by by-law to prescribe the duties of any commissioner, assessor or collector to be appointed by said municipal corporation, and any commissioner, assessor or collector to be so appointed need not be appointed annually, but shall hold office at the pleasure of the council.

Assessment rolls confirmed.

2. All assessment rolls of the said township heretofore finally revised, all collectors' rolls of the said township heretofore returned by the collectors thereof, and all collectors'

returns

returns heretofore made are hereby validated and confirmed notwithstanding any irregularity, fault or omission in the said assessments, collectors' rolls or collectors' returns, or in any matter or thing done or omitted to be done in relation thereto and notwithstanding anything contained in any Act or Acts to the contrary.

3.—(1) The Municipal Council of the Corporation of the Township of Barton may pass by-laws: For licensing and requiring the registration of dogs and for imposing a license fee on the owners, possessors or harbourers of them, with the right to impose a larger fee in the cases of bitches or for each additional dog or bitch when more than one is owned, possessed or harboured by any one person or in any one household.

Authority
to pass
By-law for
licensing and
registration
of dogs.

(2) All license fees collected and paid to the municipality under the by-law passed in accordance with this section shall constitute a fund for satisfying such damages as arise in any year from dogs killing or injuring sheep in the municipality, and the residue, if any, shall form part of the funds of the municipality for the general purposes thereof; but when it becomes necessary in any year for the purpose of paying charges on the same, the fund shall be supplemented to the extent of the amount which has been applied to the general purposes of the municipality.

Application
of license
fees.

(3) Where the license fee is equal to or exceeds the amount of the tax imposed by *The Dog Tax and Sheep Protection Act*, sections 3 and 8 of that Act shall not apply while the by-law remains in force, and it shall not be necessary to enter any particulars of dog taxes on the collectors' roll.

Rev. Stat.
c. 246.

CHAPTER 66.

An Act respecting the County of Carleton.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Municipal Corporation of the County of Carleton has by petition prayed for special legislation in regard to the matters hereinafter set forth; and whereas the corporation has a statutory liability for the erection and maintenance of the bridge hereinafter mentioned; and whereas the corporation has become liable under *The Municipal Act* and *The Arbitration Act* for a share of the cost, charges, damages and expenses incurred in and incidental to the erection of a concrete and steel bridge (colloquially known as Billings Bridge) situate upon and across the Rideau River at a point known as Bank Street, where said river forms the boundary line between the County of Carleton and the City of Ottawa, and is required by law to satisfy the said liability; and whereas the aggregate amount of the said liability has not yet been ascertained but will amount to over \$50,000 and will probably not exceed \$60,000; and whereas approximately \$50,000 of the said liability has already been ascertained and is overdue and unpaid; and whereas the corporation is at present without authority or power, statutory or otherwise, to immediately raise the money necessary to satisfy said liability; and whereas the erection of the said bridge is a permanent work, the duration of which is variously estimated to be from fifty to seventy-five years; and whereas the corporation is not authorized to issue debentures for the purpose of raising the necessary moneys aforementioned without the assent of the electors of the County of Carleton, or for a longer period than twenty years; and whereas provision for said payment cannot be made expediently or equitably except by special authorization; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The said corporation may and is hereby authorized to provide by by-law, or by-laws, passed by and with the assent of two-thirds of the members of the council of said corporation, representing at least one-half of the total equalized assessment of said county, for the borrowing, upon the issue or issues of debentures, of a sum or sums not exceeding in the aggregate \$60,000 to provide for the corporation's share of the cost, charges, damages and expenses incurred in and incidental to the erection of a concrete and steel bridge (colloquially known as Billings Bridge) situate upon and across the Rideau River, at a point known as Bank Street, where said river forms the boundary line between the County of Carleton and the City of Ottawa.

Power.

Assent of
two-thirds
of Council.

2. All debentures issued under the authority of said by-law or by-laws and substantially complying with the provisions of the said by-law or by-laws under which the same are issued, shall be legal, valid and binding upon the said corporation and the ratepayers thereof, and it shall not be necessary for the purchaser of any of the said debentures to enquire into the validity of the by-law or by-laws under the authority of which the same are issued.

Confirmation
of
debentures.

3. The said debentures shall bear interest at a rate not exceeding six per cent. per annum payable yearly or half-yearly as may be provided by by-law or by-laws of the corporation, and shall be payable within forty years from the date of issue thereof in such amounts respectively, not less than \$100.00, that the aggregate amount payable for principal and interest in each year shall be equal as nearly as may be to the amount so payable for principal and interest in each of the other years of the said period.

Terms of
payment.

4. The said corporation may for the purposes herein mentioned raise money by way of loan on the said debentures, or sell or dispose of the said debentures from time to time as may be deemed expedient.

Hypotheca-
tion of
debentures.

5. The said corporation may purchase the said debentures out of any of its sinking funds not required for the retirement of debentures until after the maturity of the debentures so purchased.

Purchasing
debentures
out of
sinking
fund.

6. All moneys realized and received by the corporation from the sale, pledge or hypothecation of any of said debentures shall be first applied in or towards the purposes hereinbefore mentioned and all moneys raised as herein provided for the purpose of reduction or payment of said debentures shall not be used or applied for any other purposes

Application
of proceeds
of debentures.

until the said debentures shall have been fully redeemed and paid.

By-laws
not to be
repealed
until debt
satisfied.

7. Any by-law to be passed under the provisions of this Act shall not be repealed until the debt created under the by-law including interest and principal shall be fully paid and satisfied.

Special
rate.

8. Said corporation shall, in addition to all other rates to be levied in each year, levy and apportion annually amongst the local municipalities of the County of Carleton according to the latest equalized assessment from time to time, a further amount sufficient to pay the amount falling due annually for principal and interest in respect of debentures issued under a by-law or by-laws purporting to be passed pursuant to this Act.

Assent of
electors
not required.

9. It shall not be necessary to obtain the assent of the electors of the said County of Carleton to the passing of any by-law which shall be passed under the provisions of this Act, or to observe the formalities in relation to the passing of by-laws prescribed by *The Municipal Act* or amendments thereto.

Inconsistent
enactments
not to
apply.

10. Any provisions in the Acts respecting municipal institutions in the Province of Ontario which are, or may be inconsistent with the provisions of this Act shall not apply to the by-law or by-laws to be passed under the provisions of this Act, and no irregularity in the form of the said debentures or any of them authorized to be issued by this Act, or the by-law or by-laws authorizing the issue thereof, shall render the same invalid or illegal or be allowed as a defence to any action brought against the corporation for the recovery of the amount of the said debentures, or any or either of them, or any part thereof, and the purchaser or holder thereof shall not be bound to enquire as to the necessity of passing such by-laws or of the issue of such debentures, or as to the application of the proceeds thereof.

Irregulari-
ties not to
invalidate.

Short title.

11. This Act may be cited as *The County of Carleton Debenture Act, 1917*.

CHAPTER 67.

An Act respecting the Water Supply of
the Town of Cobalt.*Assented to 12th April, 1917.*

WHEREAS the Water Commissioners of the Town of Cobalt have, by petition, represented that for the purpose of securing to the inhabitants of the Town of Cobalt a sufficient and pure supply of water, it is desirable to give the commissioners and the said Local Board of Health certain powers and certain control over the lands and premises hereinafter described, which lands and premises are situated in the Township of Coleman and in the Township of Bucke; and whereas the said commissioners and the said Local Board of Health have prayed that an Act may be passed for that purpose, and it is expedient to grant the prayer of the petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Wherever the words "Cobalt Water Commissioners" or "Cobalt Water Commission" occur in this Act they shall extend to and include any successors in office of such commission and also the Municipal Council of the Town of Cobalt if the latter at any time hereafter assumes the control of the waterworks system of the Town of Cobalt.

2. The Local Board of Health of the Town of Cobalt, in addition to all the powers which it possesses under *The Public Health Act*, shall have all the powers of the councils of local municipalities over the lands and premises hereinafter described and given to local municipalities by paragraphs 10, 11, 12, 13, 14 and 67 of section 399, and paragraph 4 of section 491 of *The Municipal Act*.

3. The said Local Board of Health shall be at liberty to apply and enforce the general by-law, being Schedule "B" of *The Public Health Act*, and shall also have the powers given to municipal corporations to amend the said by-law for the purpose of enforcing the said Act and by-law and to apply and enforce said general by-law and amendments within the limits of the said lands and premises.

Local Board
of Health

4. The said Local Board of Health shall, for sanitary purposes only, have complete control over the area defined in section 9 hereof.

Prohibition
as to taking
water.

5. No persons except the Cobalt Water Commission and the present stockholders or their successors or assigns of The Mines Water Supply Company, Limited, shall take any water under any pretence whatever from the said area as before defined, without the authority in writing of the said Cobalt Water Commission and the said company.

Payment
by Water
Commis-
sioners of
part of cost
of pumping
water.

6. The said Cobalt Water Commissioners shall pay the said company five per cent. each and every year beginning with the year 1916, of the costs of the ordinary maintenance and operating expenses incurred by the said company in pumping water from any other of the lakes in the said area into Clear Lake or Sasaginaga Lake, provided always that the said company shall maintain a depth of four feet at least over the present outlet of the intake pipes entering the well supplying the pumps of the said Cobalt Water Commissioners.

Regulations
and by-laws.

7. The said Local Board of Health may, further, make such regulations or by-laws for preserving the reasonable cleanliness of the said lands and premises and for securing the purity of the water areas of any and every kind contained in the same or which may be tributary to the said areas, as the said Local Board of Health may deem advisable and without restricting the generality of the foregoing, the said Local Board of Health may pass by-laws:—

- (a) Requiring all persons living on the said lands and premises, or any part thereof, and the owner of every structure on the said lands and premises, to close up all sinks, cesspools, water closets, earth closets and privy vaults, the tendency of which would be to render the waters of the said area impure, at their own expense;
- (b) Requiring all persons living on the said lands and premises, or any part thereof, to use such water closets, garbage pails and other utensils or means for the purpose of disposing of any waste matter as the said Local Board of Health may see fit, and requiring that the said waste matter shall be disposed of at the expense of the said person or owner as the said Local Board of Health may direct;

(c)

- (c) Requiring the occupant of any dwelling or building, except those used for mining purposes and pumping stations on said lands and premises, to vacate same, if the said Local Board of Health deem the continued occupation of said dwelling or building dangerous in any way to the purity of the said water supply;
- (d) For regulating and prohibiting the keeping of any animals or cattle of any kind or fowl on the said lands and premises and regulating the cremation and costs thereof, including the costs of removal to crematory, of any animal dying on the said lands and premises;
- (e) For regulating and prohibiting the cutting of ice, boating, swimming, fishing or skating on the waters or ice on the said lands and premises and also for regulating and prohibiting the building of, making of, or travelling on roads across the waters on the said lands and premises during the winter season;
- (f) Part 22 of *The Municipal Act* shall apply to and be read with this Act, and wherever the words or phrases "Council of any Municipality," or "Councils of all Municipalities," or "Council or Municipal Council," or "Corporation," are set forth in said Part 22, each of said words and phrases shall be read as including and meaning the said Local Board of Health of the Town of Cobalt.

Provided that where the lands of any person are injuriously affected by the exercise of the powers conferred under clauses (c) and (d) of this section or any of them, compensation shall be made for such injury by the corporation of the town of Cobalt; the amount of such compensation, if not mutually agreed upon, to be determined by the judge of the District Court of the District of Temiskaming.

8. Nothing in this Act contained shall be taken to deprive the owners of lot seven and the south half of lot six in the first concession of the Township of Bucke of their rights as such owners in respect of the waters of Graham Lake and Sasaginaga Lake.

9. The lands and premises covered by this Act, and to which this Act applies, are the following:—

TOWNSHIP

TOWNSHIP OF BUCKE.

South-east quarter of the south-east quarter of the north half of lot 2, concession 2.

East half of south half of lot 2, concession 2.

South-west quarter of the south-west quarter of the north half of lot 3, concession 2.

West half of south half of lot 3, concession 2.

West half of the east half of the south half of lot 3, concession 2.

East half of north half of lot 2, concession 1.

East half of the north-east quarter of the south half of lot 2, concession 1.

West half of lot 3, concession 1.

West half of the east half of the north half of lot 3, concession 1.

East half of the south half of lot 3, concession 1.

South half of the south half of lot 4, concession 1.

South-west quarter of the south half of lot 5, concession 1.

East half of the north-west quarter of the south half of lot 5, concession 1.

East half of south half of lot 5, concession 1.

South half of lot 6, concession 1.

East half of the south-east quarter of the north half of lot 6, concession 1.

South half of lot 7, concession 1.

South half of north half of lot 7, concession 1.

TOWNSHIP OF COLEMAN.

South-east quarter of the north-east quarter of the north half of lot 11, concession 6.

South-east quarter of the north half of lot 11, concession 6..

North-east quarter of the south half of lot 11, concession 6.

East half of the south-east quarter of the south half of lot 11, concession 6.

All of lot 10, concession 6.

All of lot 9, concession 6.

All of lot 8, concession 6.

All of lot 7, concession 6.

North-west quarter of the south-west quarter of the south half of lot 6, concession 6.

North-west quarter of the south half of lot 6, concession 6.

West half of north half of lot 6, concession 6.

North-west quarter of the south-east quarter of the north half of lot 6, concession 6.

West half of the north-east quarter of the north half of lot 6, concession 6.

East half of the south-east quarter of the south half of lot 12, concession 5.

All of lot 11, concession 5.

All of lot 10, concession 5.

North half of lot 9, concession 5.

North half of the south half of lot 9, concession 5.

South-west quarter of the south half of lot 9, concession 5.

North half of lot 8, concession 5.

North-west

North-west quarter of the south half of lot 8, concession 5.

West half of the north-east quarter of the south half of lot 8, concession 5.

West half of the north-west quarter of the north half of lot 7, concession 5.

East half of the north-east quarter of the north half of lot 12, concession 4.

North-east quarter of the south-east quarter of the north half of lot 12, concession 4.

North half of lot 11, concession 4.

East half of the north-west quarter of the south half of lot 11, concession 4.

East half of the south half of lot 11, concession 4.

West half of lot 10, concession 4.

West half of the east half of the north half of lot 10, concession 4.

West half of the north-east quarter of the south half of lot 10, concession 4.

South-east quarter of the south half of lot 10, concession 4.

South-west quarter of the south half of lot 9, concession 4.

North half of lot 10, concession 3.

CHAPTER 68.

An Act to incorporate the Village of Erieau.

Assented to 12th April, 1917.

WHEREAS the inhabitants of the unincorporated Village of Erieau, in the Township of Harwich, in the County of Kent, and that portion of the said township adjoining the said Village comprised within the limits hereinafter mentioned have, by their petition, represented that the said village is located at the southern terminus of the Pere Marquette Railway; that there is at the present time within the said limits a resident population of one hundred and seventy persons; that in the summer time the said population is very largely increased by the owners of summer cottages and summer residences who live in the cities and towns of Chatham, Blenheim, Windsor, Cleveland, Akron and other places; that the resident population is thereby increased in the summer months to about one thousand; that the assessed value of the real property in the said village as shown by the assessment roll for the Township of Harwich in 1916, was the sum of \$139,175; that the revenue collected by the Dominion Government for customs duties upon imports at the port of Erieau was during the last year some \$223,000; that the said village has been organized as a school section and has a school house with a constant attendance of some thirty or forty children; that the village is a thriving, industrial community, in which a good deal of labour is employed by the Pere Marquette Railway Company, the Lake Erie Coal Company and a couple of ice companies, and the needs of the community in regard to police and health regulations, and in regard to public improvements of various kinds are pressing; that the township authorities have refused to spend any money on improvements in the village except the commuted statute labour money, and that the village has not practically a single highway that is fit for travel, and that no improvements of any kind in the way of sewers, highways or wharves have ever been constructed in the village; and whereas the said inhabitants have by their petition set forth that in their opinion it would greatly improve the municipality and the conditions

conditions of life therein, having regard more particularly to police and health regulations, to fire protection and to highway improvements, if the said village and portion of the township comprised within the said limits should be separated from the Municipality of the Township of Harwich and formed into an incorporated village, and they have prayed for such incorporation accordingly; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Incorporation of village of Erieau.

1. From and after the passing of this Act, the inhabitants of the said unincorporated Village of Erieau and that portion of the Township of Harwich adjoining the said village and comprised within the limits or boundaries hereinafter set forth and described, shall be and they are hereby created a corporation or body politic under the name of the "Corporation of the Village of Erieau" separate and apart from the said Township of Harwich, and shall have and enjoy all the rights, powers and privileges now enjoyed by and conferred on, or which shall or may hereafter be conferred upon incorporated villages in the Province of Ontario, subject to any exception provided by this Act, and shall form a part of and become annexed to the County of Kent.

Boundaries.

2. The said Village of Erieau is hereby declared to be and shall comprise and consist of the lands with the intervening roads, streets and highways within the following limits or boundaries, namely: All and singular those certain parcels or tracts of lands, roads and premises situate, lying and being in the Township of Harwich, in the County of Kent, and which said parcels or tracts are shown on the accompanying plan, and may be more particularly described as all that bar or strip of land lying between the body of water known as Rond Eau and Lake Erie, being bounded on the south by the waters of Lake Erie; on the east by the channel connecting Lake Erie with Rond Eau Harbour; on the north by the waters of Rond Eau, and on the west by the western limit of the survey of the said bar made by one J. C. McNabb, P.L.S., for one, W. C. Crawford, and known as the "Crawford Survey," registered plan number 314.

First election.

3. On the first day of May, 1917, it shall be lawful for Wilfred McKenzie, of the said Village of Erieau, who is hereby appointed the returning officer to hold the nomination for the first election for reeve and councillors at the school house, in the said village, at the hour of noon, of which

nomination

nomination he shall give one week's notice by posting the same up in at least six conspicuous places in the said village, and he shall preside at such nomination, or, in case of his absence, the electors present shall choose from among themselves a chairman to preside, who shall have all the powers of a returning officer, and the polling for the said election, if necessary, shall be held on the same day of the week next following the said nomination, and the returning officer or chairman shall, at the close of the nomination, publicly announce the place at which such polling shall be held.

4. At the first election the qualification of the electors and of the reeve and councillors for the said village shall be the same as that required in townships, and at all subsequent elections the qualifications of the electors and of the reeve, councillors and other officers shall be the same as that required in incorporated villages. Qualification of electors.

5. The Township Clerk of Harwich shall furnish the said returning officer, upon demand made upon him for the same, with a certified copy of so much of the last revised assessment roll of the said township, as may be required to ascertain the names of all persons in said township entitled to vote at such first election. Township clerk to furnish copy of roll.

6. The reeve and councillors so to be elected shall hold their first meeting at the school house in the said village at eight o'clock in the evening of the same day of the week next following the polling, and, if there shall not be any polling, then on the same day of the week next following the nomination. First meeting of council.

7. The several persons who shall be elected or appointed under this Act shall take and subscribe the declaration of office and qualification now required by the municipal laws of Ontario to be taken by persons elected or appointed to like offices in villages. Declarations of office and qualification.

8. The council of the said village may pass a by-law for taking the assessment of the said village from the first of January to the thirty-first day of December, 1917, between the fifteenth day of July and the fifteenth day of August, 1917, and, if any such by-law extends the time for making and completing the assessment roll beyond the fifteenth day of August, 1917, then the time for closing the court of revision shall be six weeks from the day to which such time is extended and the final return by the judge, twelve weeks from that day. Assessment for 1917.

Expenses
of Act.

9. The expenses of and incidental to the obtaining of this Act and of the said first election, and of preparing the necessary papers and of furnishing any documents, writings, deeds or other matter whatsoever connected therewith or required by the clerk of the said village or otherwise howsoever, shall be borne by the said village and paid by it to the person or persons that may be respectively entitled thereto.

One person
to fill
certain
offices.

10. It shall be lawful for the council to appoint one person to fill the offices of clerk and treasurer in the said village and one person to fill the offices of assessor, collector and medical health inspector.

Application
of provisions
of Rev. Stat.
c. 192.

11.—(1) Save as in this Act otherwise expressly provided, all the provisions of *The Municipal Act* and of any other general Act applicable to villages, shall apply to the said village to the same extent as if the said village had been incorporated under the provisions of *The Municipal Act*, except that it shall not be necessary for a person to reside within the said village or within two miles thereof in order to be qualified to be elected a member of the Council.

Adjustment
of assets
and lia-
bilities.

(2) The provisions of *The Municipal Act* as to the adjustment of assets and liabilities and as to matters consequent on the formation of new corporations shall apply as if the said land had been erected into a village under the provisions of that Act.

School
section.

12. School Section Number 18, being the school section comprised by the territorial limits above described, shall from and after the passing of this Act be deemed to be an urban school section and the school board thereof an urban school board.

Fixed
assessment
of property
of Lake
Erie Coal
Co.

13. The assessment of the land, property and business of the Lake Erie Coal Company, Limited, in the said village shall be fixed each year during the term of ten years from the first day of January, 1918, at an amount equal to the business assessments of and in respect of all other land and property in the said village, provided however that the assessment of the land, property and business of the company shall in no year of the said term exceed \$60,000 and that the said fixed assessment shall not affect or apply to taxation for school purposes or rates levied under the provisions of *The Provincial War Tax Act* or *The Act to authorize and confirm Grants by Municipal Corporations for Patriotic Purposes* and amendments thereto.

CHAPTER 69.

An Act respecting the Essex Border Utilities Commission and the Township of Sandwich East.

Assented to 12th April, 1917.

W HEREAS the Essex Border Utilities Commission was Preamble.
 established by an Act passed in the sixth year of the reign of His Majesty King George the Fifth, chapter 98, with authority to construct a trunk sewer and a water system in the corporations of the City of Windsor, in the Towns of Walkerville, Sandwich, Ford City, Ojibway and in the Township of Sandwich West; and whereas the Essex Border Utilities Commission has, by its petition represented that the engineer appointed by the commission, pursuant to the powers vested in the said commission, has reported that the scheme of a single trunk sewer, a single water system and a single purification plant may not be so economical or as practical as a system wherein several trunk sewers and several purification plants, main water systems and water works are constructed, owing to the various interests and necessities of the corporations involved; it appears to be more feasible that the debentures, instead of being issued by the municipalities, should be issued by the commission without depriving the various municipalities included of their rights under the Act, chaptered 98, aforesaid; and whereas it is expedient to grant the prayer of the said petition as set forth;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Subsection 4 of section 3 of the said Act is hereby amended by adding thereto the following clause:—

6 Geo. V.
 c. 98, s. 4,
 (3) amended.

- (j) All financial officers of the commission before entering on the duties of their office shall give such security as the commission directs for the faithful performance of their duties and for duly accounting for and paying over all moneys which come into their hands.

Financial officers to give security.

6 Geo. v.c.
98, s. 4
(1) repealed.

2. Subsection (1) of section 4 of the said Act is hereby repealed, and the following substituted therefor:

Construction of
trunk
sewers.

- (1) The commission may construct, maintain and operate one or more trunk sewers from any one point to any other point in or near the towns of Ford City, Walkerville, Sandwich, the City of Windsor, that part of the Township of Sandwich West described in Schedule "A" hereto, and the Town of Ojibway, and in connection therewith shall construct, maintain and operate such pumping plant or plants and such purification or treatment plant or plants (if any) that may be required for the effective operation of the same and of the disposal of the sewage; and also in connection with any trunk sewer in Ojibway shall construct, maintain and operate a plant for the treatment and disposal of the sewage from said trunk sewer at a point in or near to Ojibway.

s. 4 (2)
amended.

3. Subsection (2) of section 4 of said Act is amended by striking out the words "sewer shall have" and substituting therefor the words "sewers shall each have," and by striking out at the end of the said subsection (2) the words "said plant for treating and disposing of the same" and substituting therefor the words "to the plant or plants for treating and disposing of the same constructed in connection therewith under this Act."

s. 4 (3)
amended.

4. Subsection (3) of section 4 of the said Act is hereby further amended by striking out the word "sewer" in the sixth line thereof and substituting therefor the word "sewers."

s. 5 (1)
amended.

5. Subsection (1) of section 5 of the said Act is hereby amended by inserting after the word "operate" in the second line thereof the words "one or more systems of."

s. 9
amended.

6. Section 9 of the said Act is hereby amended by striking out the word "such" in the first line thereof and by striking out the words "or as amended by the municipal board on appeal in clause (a)."

s. 10
amended.

7. Section 10 of said Act is hereby amended by striking out the first four lines thereof and substituting therefor the words:—

What to
be included
in cost
of works.

" 10. All moneys paid over to the commission for general purposes before the construction of any of the works authorized shall, so far as the engineer of the commission may deem proper, be charged

as

as part of the cost of some particular work and upon its completion and the payment of the cost thereof to the commission shall be repaid by the commission to the municipality which advanced the same, and any."

8.—(1) Section 11 of the said Act is amended by striking out the words "save as provided in section 10" in the second line thereof, and substituting therefor the words "forthwith after application therefor," and by substituting for the words "properly chargeable" the words "already charged."

s. 11
amended.

(2) Section 11 of the said Act is amended by adding the following subsections:—

(2) Any sums so payable by the Township of Sandwich West shall be raised by a special rate upon all the rateable property in that part of the municipality described in Schedule "A," and shall be collected at the same time and in the same manner as ordinary municipal taxes.

Part only
of Sand-
wich w.
to pay.

(3) Any special rate imposed for the purpose of paying expenditures for general purposes or those chargeable as part of the cost of the works, or for the purpose of payment of debentures shall, in each case, form a special fund to be applied to its particular purpose and no other.

Moneys
ear-
marked.

9. Section 12 of the said Act is hereby repealed, and the following substituted therefor:—

s. 12
repealed.

12.—(1) In the event of the electors of any three or more of the said corporations approving of the construction of any of the works set out in the questions submitted under sections 17 or 19 of this Act, the commission may agree with any bank or person for temporary advances to meet the cost of any of the works pending the completion of it, and may, by by-laws, from time to time issue debentures for the sums so borrowed, and the debt so incurred and the debentures so issued shall be a direct liability to the lender or holder by both the commission and by each of the said approving corporations at large to the extent of the share of each as settled by a report under section 15 hereof or by the municipal board on appeal thereto (if any) under sections 16 or 22 hereof.

Deben-
tures to
be issued
by com-
mission.

Rev. Stat.,
c. 192

(2) The provisions of *The Municipal Act* as to by-laws for creating debts, including sections 295 and 296 of said Act, shall apply to said by-laws, except that it shall not be necessary that any of said by-laws for the cost of any particular work already approved of by the electors, be submitted to the electors of any of the said corporations for their assent; and the recitals shall be those applicable to each of the said corporations.

(3) Forthwith after the passing of any debenture by-law the commission shall serve upon each of the corporations liable to pay any share thereof a duplicate original of the by-law and the council of each of the said corporations shall at the next and each successive tax levy thereafter for the number of years the debentures are to run, impose a special rate over and above all other rates sufficient to pay its share of the principal, interest and cost of the said debentures on all the rateable property in the municipality to be collected at the same time and in the same manner as other rates.

(4) The amounts so raised shall be paid over to the commission by each municipality and shall be used by the commission for the purpose of retiring the debentures for which they were raised and for no other purpose whatever.

(5) The debentures may run for a term not exceeding thirty years from the time the same are issued.

(6) Any special rate so imposed shall in the case of Sandwich West be charged upon and collected from only the portion thereof described in Schedule "A" hereto.

s. 14
amended.

10. Section 14 of said Act is hereby amended by striking out the words "and moneys required by the commission for general purposes" in the second and third lines thereof.

s. 16
amended.

11.—(1) Section 16 of the said Act is hereby amended by striking out the first two words of the section and substituting therefor the words "the commission or the council of any corporation which may become liable under the report for any portion of the cost of any of the said works and which is."

(2) Clause (a) of section 16 is amended by striking out the words "such appeal or on such reference" in the first line thereof and substituting therefor the words "an appeal under any section of this Act."

12. Section 17 of the said Act is amended by adding ^{s. 17} thereto the following subsections:

(5) In case the commission after the report of the engineer shall find that one or more trunk sewage systems, treatment plants or one or more systems of water mains or waterworks shall be desirable, the said questions shall be modified to accord with the circumstances and shall be submitted only to the electors of the municipalities liable for a share of the cost thereof if approved, and the work may be constructed upon approval by three or more of the corporations liable as aforesaid.

Questions submitted to electors may be modified.

(6) Subject to the provisions of *The Public Health Act* until the electors of any of the said municipalities shall have voted favorably upon the said questions or either of them nothing in this Act contained shall prevent any such municipality from constructing, establishing, installing and operating within the limits thereof any system or plant for the disposal of sewage or for establishing and operating any waterworks or extending or improving any such system or plant already established within the municipality.

Construction of works before submission of questions.

13.—(1) Section 18 of the said Act is amended by striking out the word "all" in the tenth line thereof. ^{s. 18} amended.

(2) Section 18 of the said Act is hereby further amended by striking out the words "be deemed to be" in the thirteenth line thereof and substituting therefor the words "so far as is provided in section 10 hereof become."

14. Section 19 of the said Act is hereby repealed and the following section substituted therefor: ^{s. 19} repealed.

19. "In the event of the electors of any of the corporations not approving of the construction of any of the works referred to in the question or questions submitted to them as provided in section 17 hereof the commission may by requisition in writing to the council of each of the corporations to which it is desired that the question or questions

Re-submission of questions to electors.

tions

tions be re-submitted require a re-submission of any question or questions in regard to the said works or any of them to the electors of any three or more of the said municipalities, and the question or questions may be altered as the circumstances require and also additional questions may be submitted showing the total cost and the different proportions payable by each municipality should the electors of some only of the corporations to which the question is submitted signify their approval and asking for approval should not less than three corporations approve.

s. 20
amended

15.—(1) Section 20 is amended by striking out the words “approving of the construction of any of the works the commission may with the approval of the electors of such corporations or any three of them” in the second, third and fourth lines thereof and substituting therefor the words “whose share of cost has been shown in a question or questions submitted as aforesaid approving of the construction of any of the works, the commission may.”

(2) Section 20 is further amended by striking out the words “lastly mentioned” in the sixth and seventh lines thereof and substituting therefor the word “approving.”

s. 21
amended.

16. Section 21 is amended by striking out all the words after the word “corporation” in the fifth line thereof and substituting therefor the following words “shall not thereafter vote on any question relating to the construction, maintenance, operation or payment for or raising money in relation to any work of which the electors of the corporation which they represent have disapproved; and in voting in regard to any such work which has been disapproved by any of the corporations a majority of the commission who still have the right to vote shall constitute a quorum.”

6 Geo. V.
c. 98
amended.

17. The said Act is hereby further amended by adding thereto section 22.

Re-apportionment
between
corporations
of cost
of works.

22. At the end of any period of two years from the date of filing of any report and estimate under section 15 hereof the council of any of the said corporations may apply to the municipal board upon affidavit filed stating that there has been a substantial change in any of the factors upon which the relative apportionment of the cost of any of the works hereby authorized is based, for a reconsideration of the proportions of any or all debts incurred under this Act which may be still unpaid

unpaid, and in that event the question of the said proportions to be paid by each of the corporations from and after that date, shall be reconsidered and decided by the municipal board and the municipal board shall fix the annual rate (if any) necessary to be levied by each corporation in order to pay its share of the debt; and in case the municipal board shall alter the proportions of any of the said debts then from and after the service of a copy of the said order upon the clerks of the municipalities liable, each corporation liable shall raise at the next annual tax levy and at every annual tax levy thereafter until the debt is fully paid by a special rate sufficient therefor over and above all other rates on all the rateable property of the municipality to be collected at the same time and in the same manner as other rates the sums provided in the said order; but the total of the amounts to be raised by the corporations to pay any debenture or debt shall not be changed.

- (a) Provided that should the council of any corporation refuse or neglect after the service of the said order to impose and collect the said rate, the sum so required to be raised, shall be a debt which may be recovered by the commission from the corporation liable by suit in any court of competent jurisdiction.

18. The said Act is hereby further amended by adding thereto section 23.

6 Geo. V.
c. 98
amended.

23. Upon the completion of any of the said works the engineer or engineers employed by the commission shall file with the commission a report setting out what is considered a fair distribution amongst the corporations of the annual cost of operating and maintaining (including depreciation) any one or more of such works; a copy of such report shall be filed by the commission with the clerk of each of the municipalities and the said report shall have the same effect and be subject to the same provisos and conditions, including an appeal to and reconsideration from time to time by the railway board as a report filed under sections 15 and 16 of this Act and each of the corporations shall thereafter be liable for the amount settled as their proportion of the maintenance

nance, depreciation, cost of operating and deficiency (if any) from previous years, but no submission to the electors shall be required before the report shall become binding upon the corporations; and the share of each corporation of the moneys required shall be payable annually forthwith after application under this Act by each corporation out of its current revenue.

6 Geo. V.
c. 98
amended.

19. The said Act is hereby further amended by adding thereto section 24.

Debentures to be a first lien on plant and land.

24. Any plant or works, and land acquired for the purpose thereof and the property appertaining thereto, shall be specially charged with the repayment of any sum borrowed by the commission for the purpose of such work or plant and for any debentures issued therefor, and the holders of such debentures shall have a preferential charge on such plant, works and land for securing the payment of the debentures issued in respect thereof, and the interest thereon.

6 Geo. V.
c. 98,
amended.

20. The said Act is hereby further amended by adding thereto section 25.

Execution of debentures.

25. The debentures issued hereunder shall be under the seal of the commission and signed by the chairman and secretary.

CHAPTER 70.

An Act respecting the City of Guelph.

Assented to 12th April, 1917.

WHEREAS the Corporation of the City of Guelph has, by Preamble its petition, represented that it is desirous of granting aid during the year 1917 to the various war funds mentioned in section 1 of chapter 37 of the Acts passed in the fifth year of the reign of His Majesty King George the Fifth; and whereas by chapter 53 of the Acts passed in the first year of the reign of His late Majesty King Edward VII, it is provided that it shall not be lawful for the council of the Municipal Corporation of the City of Guelph to assess, levy or collect, in any one year, on the whole rateable property in the said city a higher rate than fifteen mills on the dollar of the assessed value thereof, exclusive of school and local improvement rates; and whereas it is deemed proper and expedient by the council of the said corporation that power should be granted to authorize the said corporation to assess, levy and collect a rate not exceeding four mills on the dollar in excess of the said rate of fifteen mills during the year 1917 to enable the council of the said corporation to make grants during the year 1917 in aid of the various war funds mentioned in the said Act, and whereas the said corporation by its petition has prayed that an Act may be passed for the above-mentioned purpose, and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Notwithstanding anything contained in section 11 of chapter 53 of an Act passed in the first year of the reign of His late Majesty King Edward the Seventh, it shall be lawful for the council of the City of Guelph, during the year 1917, to assess, levy and collect on the whole rateable property within the said city of Guelph a rate not exceeding four mills on the dollar of the assessed value thereof, for the purpose

Power to levy special rate for patriotic purposes.

pose of granting aid to the various war funds mentioned in the first section of chapter 37 of an Act passed in the fifth year of the reign of His Majesty King George the Fifth.

How special
rate to be
levied.

2. The said rate shall be assessed, levied and collected upon the whole rateable property in the said City of Guelph in the same manner as other rates are assessed, levied and collected in the said City of Guelph, and except as to the exemptions from taxation set out in section 5 of *The Assessment Act*, no partial or total exemption from assessment or taxation and no fixed assessment or other special provision or agreement shall apply to the assessment or collection of such rate, anything in any general or special Act or in any by-law or resolution of the said City of Guelph or in any contract or other instrument to the contrary notwithstanding.

Rev. Stat.
c. 195.

CHAPTER 71.

An Act respecting the City of Hamilton.

Assented to 12th April, 1917.

WHEREAS the Corporation of the City of Hamilton Preamble.
 has by petition prayed for special legislation in respect of the several matters hereinafter set forth; and whereas the said city corporation has asked for authority to issue debentures for the sum of \$79,100, without the assent of the electors qualified to vote on by-laws for the creation of debts, for the following purposes:—(a) The purchase and equipment of playgrounds, \$11,000; (b) relief of unemployed to cover overdraft of By-law No. 1809, \$10,000; (c) expenditures made in connection with the overseas forces in 1915, \$8,300; (d) west end sewer and disposal work, By-law No. 1804, to cover overdraft, \$4,800; (e) for acquiring and equipment of city coal yard, \$20,000, and (f) for the construction and equipment of the Dundurn Bathing Beach and subway under Grand Trunk Railway connecting the park and beach, \$25,000; and whereas it is expedient to grant the prayer of said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Council of the Corporation of the City of Hamilton may, without submitting the same to the electors qualified to vote on by-laws for the creation of debts, pass a by-law authorizing the issue of debentures for the sum of \$79,100 for the following purposes, namely:—(a) The purchase and equipment of playgrounds, \$11,000; (b) relief of unemployed to cover overdraft of By-law No. 1809, \$10,000; (c) expenditures made in connection with overseas forces in 1915, \$8,300; (d) west end sewer and disposal work, By-law No. 1804, to cover overdraft, \$4,800; (e) for acquiring and equipment of city coal yard, \$20,000; and (f) for the construction and equipment of the Dundurn Bathing Beach, and subway under Grand Trunk Railway connecting the park and beach, \$25,000; and for such purposes to issue

Authority
to borrow
money
for certain
purposes
without
assent of
electors.

debentures

Interest.

debentures of the said corporation in sums of not less than \$100 each, the principal to be payable in ten years at the furthest from the time or times when such debentures are issued, and to raise and levy annually by special rate on all the rateable property in the said municipality such sum or sums as may be necessary for payment of the said debts and interest. The debentures to be issued under the by-law passed under this section may bear interest payable yearly or half-yearly, and at such rates as the council of the said corporation may determine.

Redemption
of out-
standing
debentures

2. Notwithstanding the provisions of *The Municipal Act*, or any other Act of this Legislature, the said corporation may, during the continuance of the present war and for one year after peace has been established, buy in any of the corporation's debentures which were outstanding on the 31st December, 1916, and which had been previously sold in Great Britain, and may issue others payable at substantially the same time, or on the average at substantially the same time as those bought in and on such other terms and conditions as may be approved by the Lieutenant-Governor in Council, and the said Lieutenant-Governor in Council is hereby authorized to give such approval, and, for the purposes aforesaid, the said corporation may secure temporary loans from time to time for such amounts as may be required.

CHAPTER 72.

An Act to incorporate the Village of Highgate.

Assented to 12th April, 1917.

WHEREAS the inhabitants of the Police Village of Highgate in the Township of Orford in the County of Kent, comprised within the limits hereinafter particularly mentioned, have, by their petition, represented that the said police village contains a population of about 450 inhabitants, (without including a further nominal population of about 200 persons, who reside therein when the canning works situate therein are in full operation), which is steadily increasing; that the said police village is an important distributing point and business centre for a large tract of territory surrounding it, comprising first-class agricultural lands, well-settled in a high-cultivated state of efficiency; that the said police village is located on the lines of the Michigan Central Railroad and Pere Marquette Railroad, giving it great advantages in the way of shipping for the territory so surrounding it; and that it will greatly promote the progress, interests and prosperity of the inhabitants of the said village, if it be incorporated; and they pray for such incorporation accordingly; and whereas it is expedient to grant the prayer of the said petition:

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The inhabitants within the area described in section 2 hereof. (which includes the lands within the limits of the Police Village of Highgate), are hereby created and constituted a corporation or body politic under the name of "The Corporation of the Village of Highgate," separate and apart from the said Township of Orford; and shall have and enjoy all the rights, authorities, powers and privileges now enjoyed by or conferred on, or which shall or may hereafter be enjoyed by or conferred on, incorporated villages in the Province of Ontario, subject to any exception or limitation provided by this Act.

Lands
comprised
in village.

2. The said Village of Highgate shall comprise and consist of the lands, roads and parts of roads lying within the following limits or boundaries, namely: All and singular those certain parcels or tracts of lands situate, lying and being in the Township of Orford in the County of Kent and Province of Ontario, containing by admeasurement six hundred and seventy-six acres, be the same more or less, being composed of lots numbers six and seven in the fifth and sixth concessions, and the southerly half of the road allowance between concessions six and seven adjoining said lots six and seven in said sixth concession, and the road allowance between concessions five and six adjoining said last mentioned lots, and the northerly half of the road allowance between concessions five and four, adjoining lots six and seven in the said fifth concession, and the road allowance between lots six and seven in concessions five and six; the whole being more particularly described by metes and bounds as follows: Commencing at the point where the westerly boundary of lot number six in the sixth concession, when produced north-westerly in a straight line, intersects the centre line of the road allowance between concessions six and seven; thence along said centre line in a north-easterly direction, a distance of four thousand and twenty-two feet, more or less, to the point where the easterly boundary of lot number seven in the said sixth concession, when produced north-westerly in a straight line, intersects the said centre line of the said road allowance; thence in a south-easterly direction, along the easterly limit of lot number seven, in the said sixth concession and across the road allowance between concessions five and six to the easterly limit of lot number seven in the fifth concession and along said last mentioned limit to the point where the said mentioned limit, when produced south-easterly in a straight line, intersects the centre line of the road allowance between concessions four and five, a distance of seven thousand four hundred and eighty-five feet, more or less; thence in a south-westerly direction, along said last mentioned centre line of said road allowance, a distance of four thousand and nineteen feet, more or less, to the point where the westerly limit of lot number six in the said fifth concession, when produced south-easterly in a straight line, intersects the centre line of the said last mentioned road allowance; thence in a north-westerly direction along the westerly limit of lot six in said fifth concession and across the road allowance between concessions five and six aforesaid to the westerly limit of lot number six in the sixth concession, and north-westerly along said last mentioned limit to the point of commencement; a distance of seven thousand four hundred and eighty-five feet, more or less.

3.—(1) The council of the said village, for the remainder of the year 1917, shall consist of a reeve and four councillors, and Duncan Paterson McPhail, M.D. (the present chairman of the trustees of the Police Village of Highgate), shall be the reeve, and Samuel Haining and John Murray (the other two trustees of said police village), and Floyd Burns Gosnell and John Tolson, shall be the four councillors.

Constitution
of council
for 1917.

(2) The first reeve of the said village shall hold office for the remainder of the year 1917, and until his successor is appointed hereunder or elected (as the case may be), and has taken the declaration of office, in accordance with the provisions governing an election of reeve and council of an incorporated village, set forth in *The Municipal Act* and its amendments.

(3) The first councillors aforesaid shall likewise hold office during the remainder of the year 1917 and until their successors respectively, have been appointed hereunder or elected, (as the case may be), and have taken the declarations of office, in manner aforesaid.

(4) Should a vacancy or vacancies occur from any cause whatsoever during the year 1917, in the office of reeve or councillor, the remaining members of the council of the village shall forthwith, by resolution in that behalf, appoint a person or persons (as the case may be) to fill the vacancy or vacancies; and the appointee or appointees (as the case may be) shall hold office for the remainder of the term for which their predecessors respectively have been appointed hereunder.

Vacancies.

4. The reeve and councillors, appointed hereby, shall hold their first meeting at the Town Hall in the said village at the hour of ten o'clock in the forenoon of the same day of the week next following the day of the date of incorporation.

First
meeting of
council.

5. At all elections for reeve and councillors of the said village, the qualifications of the electors and of the reeve and councillors shall be the same as those respectively required in the case of a village incorporated under *The Municipal Act*; and all persons appointed or to be appointed and acting under this Act, shall take and subscribe the declarations of office and qualification respectively required by *The Municipal Act* and its amendments, to be taken and made by persons elected or appointed to like offices in villages incorporated thereunder.

Qualification
of candi-
dates.

6. The assessment of the lands and property in the village for the year 1917 shall be that made by and finally revised

Assessment
for 1917.

for

for the Township of Orford for such year; and the council of the village may pass a by-law or by-laws for the collection or enforcement of the rates or taxes upon such assessment accordingly.

Adjustment
of assets
and lia-
bilities.

7. The assets, debts, liabilities and obligations of the Municipal Corporation of the Township of Orford shall be apportioned between such municipal corporation and the said Village of Highgate, in such manner as may be mutually agreed upon in writing under the corporate seals, respectively, of the two municipalities and the hands of the respective reeves and clerks thereof; and in case of failure to make such agreement, then the apportionment shall be determined by arbitration, under the provisions in that behalf contained in *The Municipal Act*; and the provisions of the said Act as to matters consequent upon the formation of new corporations, shall apply as if the said village had been created or constituted under the provisions of *The Municipal Act*.

Village to
remain part
of rural
school
section.

8.—(1) Notwithstanding anything hereinbefore contained, the said Village of Highgate shall remain a part of the existing rural school section for all school purposes, as though this Act had not been passed; and the village shall not be separated or taken therefrom, until such time as a by-law in that behalf shall be passed by the council thereof for the establishment of an urban school board for school purposes, under the (then) existing law in that behalf.

Assessment
for school
purposes.

(2) While such rural school section exists the assessors in each municipality in which a part of the section is situate shall make the assessment for school purposes for that part, and the collectors of each municipality in which part of such section is situate shall collect the school rates for that part; and the amount collected from the ratepayers in each part of such section shall be paid by the respective collectors to the treasurer of the municipality in which such part of the said school section is situate; and the treasurer shall pay over the same without any charge or deduction to the treasurer of the board.

Apportion-
ment of
cost of
school-
house.

(3) The proportion which the part in each municipality shall be liable to contribute towards the erection of any school-house hereafter to be constructed and the maintenance of the school and other necessary expenses of the said rural school section shall be determined and fixed by arbitration. Each of the councils of the municipalities concerned may appoint an arbitrator, who shall not be a member of the council, who, with the school inspector, shall constitute a board of arbitrators.

(4) Section 29 of *The Public Schools Act*, except sub-section 7, shall *mutatis mutandis* apply to and govern the said rural school section.

9. The costs, charges and expenses of and incidental to the obtaining of this Act and the application therefor, and preparing necessary papers and furnishing any documents, papers, writings, deeds or other matter whatsoever connected therewith or required by the clerk or other officers of the said village or otherwise howsoever, shall be borne by the said village, and be paid by it to the person or persons respectively entitled thereto.

Rev. Stat.
c. 266.

Expenses
of Act—
how borne.

CHAPTER 73.

An Act respecting the City of Kingston.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the City of Kingston has by petition represented that an Act of the Legislature of the Province of Ontario was passed in the Session held in the fifth year of the reign of His Majesty King Edward VII, chaptered 55, to validate By-law No. 17 (1905) of the Corporation of the City of Kingston, passed February 13th, 1905, being "A By-law to authorize the issue of debentures of the City of Kingston in two several issues to the amount of \$82,000 and \$100,000 respectively and to repeal By-law No. 12 (1904)," which amounts were to be used for the purchase of the works and plant of the Kingston Light, Heat and Power Company, said By-law No. 17 (1905), being set forth in Schedule "A" annexed to said Act; and whereas debentures to the amount of \$82,000 above mentioned have been issued and sold by said corporation under the terms of said by-law, which provided that said debentures should be payable within thirty years from the first day of May, 1905; and whereas by the terms of said By-law No. 17 (1905) it was provided that the debt of \$100,000 for which debentures are to be issued should be payable in annual instalments within thirty years from the first day of May, 1917, and should bear interest at the rate of four per cent. per annum; and whereas it is now desired that the said debentures for the debt of \$100,000 shall be made payable on the sinking fund plan and not in annual instalments as stated in said By-law No. 17 (1905); and whereas, owing to an advance in the rate of interest between the passing of said By-law No. 17 (1905) and the time provided therein for the sale or other disposal of the debentures to pay for the debt of \$100,000 they or any of them cannot be sold or disposed of, except at a discount involving a substantial reduction in the amount required to be provided to meet the said debt of \$100,000, and it is therefore necessary to pass a by-law to amend said By-law No. 17 (1905) by providing for an increased rate of interest, and for a corresponding increase in the amount to be raised annually

annually to pay the said debt and the interest to become due thereon; and whereas the council of the said corporation did, by By-law No. 8 (1917), a copy of which is set forth in Schedule "A" hereto, amend said By-law No. 17 (1905) for the purpose of increasing the rate of interest on said debentures from four per cent. to five per cent. per annum and for issuing the same on the sinking fund plan and not in annual instalments but subject to ratification by an Act of the Legislative Assembly of the Province of Ontario; and whereas the said corporation has by petition prayed for special legislation ratifying and confirming the said By-law No. 8 (1917) of said corporation forming Schedule "A" hereto; and whereas no objections have been made to such confirmation and ratification; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law No. 8 (1917) of the Corporation of the City of Kingston set forth in Schedule "A" hereto is hereby validated and confirmed.

By-law No.
8 of 1917
confirmed.

SCHEDULE "A."

BY-LAW No. 8, 1917.

A by-law to amend By-law No. 17 (1905) of the Corporation of the City of Kingston, being "A By-law to authorize the issue of debentures of the City of Kingston in two several issues to the amount of \$82,000.00 and \$100,000.00 respectively, and to repeal By-law No. 12 (1904)." Passed, January 29th, 1917.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:—

1. Sections 3, 4, and 5 of Part II. of said By-law No. 17 (1905) are hereby repealed and the following substituted therefor:

3. The said debt of \$100,000.00 shall be payable in thirty years from the first day of May, 1917, at the office of the Treasurer of the said City of Kingston in the said City.

4. The said debentures shall all be dated on the first day of May, 1917, shall be issued within two years after the passing of this by-law, and shall bear interest at the rate of five per cent. per annum from the first day of May, 1917, which interest shall be payable half-yearly on the first day of the months of May and November in each year at the office of the said Treasurer in the said City of Kingston, and the said debentures shall have interest coupons attached to them, which coupons shall be signed by the said Treasurer.

5. There shall be raised annually during the currency of the said debentures the sum of \$5,000 for the payment of the interest thereon, and the sum of \$1,784.00 to form a sinking fund for the payment of the said debt, the said sums making together the annual amount of \$6,784.00 to be raised, levied and collected in each

each year during the period of 30 years by an annual special rate sufficient therefor to be levied on the whole rateable property in the said municipality.

This By-law shall come in force and take effect on its being ratified and confirmed by an Act of the Legislative Assembly of the Province of Ontario.

J. M. HUGHES,
Mayor

W. W. SANDS,
City Clerk

[Seal]

CHAPTER 74.

An Act to incorporate the Village of Lions Head.

Assented to 12th April, 1917.

WHEREAS the unincorporated Village of Lions Head, Preamble.
 in the Township of Eastnor, in the County of Bruce,
 has a population of three hundred and fifty souls or there-
 abouts; and whereas the said village is the only village of any
 extent in the Bruce Peninsula north of the Town of Wiarton
 and has several manufacturing industries established in the
 said village and is a good harbour on the Georgian Bay, having
 a Government dock and storehouse; and whereas the inhabi-
 tants of the said village are without adequate fire protection
 within its limits, and have, by their petition, represented that
 they are desirous of becoming incorporated as a village in
 order to better enable them to provide proper fire fighting
 appliances and other necessary public improvements, which
 can be more readily effected under the powers granted to in-
 corporated villages; and whereas it is expedient to grant the
 prayer of the said petition;

Therefore, His Majesty, by and with the advice and con-
 sent of the Legislative Assembly of the Province of Ontario,
 enacts as follows:—

1. From and after the holding of the first election under Incorporation of Village of Lions Head
 this Act, the inhabitants of the said Village of Lions Head
 shall be and they are hereby constituted a corporation or body
 politic under the name of the Corporation of the Village of
 Lions Head apart from the Township of Eastnor in which
 the said village is situate, and shall enjoy and have all the
 rights, powers and privileges which could have been enjoyed
 and exercised by the said Village of Lions Head if the same
 had been incorporated under *The Municipal Act*, except as
 otherwise provided by this Act.

2. The said Village of Lions Head shall comprise and Area of Village.
 consist of all that part of the said Township of Eastnor de-
 scribed as follows: The east halves of lots numbers twenty-

five, twenty-six, twenty-seven, twenty-eight and twenty-nine in the Fifth Concession, and the west halves of lots numbers twenty-five, twenty-six and twenty-seven, and the whole of lots numbers twenty-eight and twenty-nine in the Sixth Concession, all east of the Bury Road in the Township of Eastnor, in the County of Bruce.

Returning
officer,
nomination
and polling.

3. After the passing of this Act it shall be lawful for Leonard E. Bruin, who is hereby appointed the returning officer, to hold the nomination for the first election of Reeve and Councillors at the Village Hall, in the said Village of Lions Head, at the hour of twelve o'clock noon on the first day of May, 1917, of which he shall give one week's notice by a notice in writing posted up in at least six of the most public places in the said Village of Lions Head, and the said Leonard E. Bruin shall preside at the said nomination, or in case of his absence, the electors present shall choose from among themselves a chairman to preside at the said nomination, and such chairman shall have all the powers of a returning officer and the polling for the said election, if necessary, shall be held on the same day of the week next following, and the returning officer or chairman shall, at the close of the nomination, duly announce the polling places in the said Village of Lions Head at which the polling is to take place.

Appoint-
ment of
deputy
returning
officers.

4. The said returning officer or chairman shall, by his warrant, appoint a deputy returning officer for each polling place so announced by him and such returning officer or chairman and each of such deputy returning officers shall, before holding the said election, take the oath of affirmation required by law, and shall respectively be subject to all the provisions of the municipal laws of Ontario, applicable to returning officers at elections in villages in so far as the same do not conflict with this Act, and the said returning officer or chairman shall have all the powers and perform the several duties devolving on village clerks with respect to municipal elections in incorporated villages.

Clerk of
Eastnor to
furnish copy
of assess-
ment roll
of township.

5. The clerk of the said Township of Eastnor and any other officer thereof shall, upon demand made upon him by the said returning officer or any other officer of the said village, or by the chairman hereinbefore mentioned, at once furnish such returning officer, officers or chairman with a certified copy of so much of the last revised assessment roll for the said village and township as may be required to ascertain the names of the persons entitled to vote in the said village at the said first election, and with the collector's roll, and any document, statement, writing or deed that may be

required

required for that purpose, and the said returning officer shall furnish each of the said deputies with a true copy of so much of the said roll as relates to the names of the electors entitled to vote in each of the said polling divisions respectively, and each such copy shall be verified on oath.

6. The council of the said village to be elected in manner aforesaid, shall consist of a reeve, who shall be the head thereof, and four councillors, and they shall be organized as a council on the same day of the week next following the week of polling, or if there be no polling, on the same day of the next week following the week of nomination, and subsequent elections shall be held in the same manner as in villages incorporated under the provisions of the municipal laws of Ontario, and the said council and their successors in office, shall have, use, exercise and enjoy all the powers and privileges vested by the said municipal laws in village councils and shall be subject to all the liabilities and duties imposed by the said municipal laws on such councils.

Composition
of council.

7. The several persons who shall be elected or appointed under this Act, shall take the declarations of office and qualification now required by the municipal laws of Ontario to be taken by persons elected or appointed to like office in villages.

Declarations
of office and
qualification.

8. At the first election of reeve and councillors for the said Village of Lions Head, the qualifications of electors and that of the officers required to qualify shall be the same as that required in villages by the municipal laws of Ontario, and the qualification for reeve shall be the same as that of a reeve in a village.

Qualification
at first
election.

9. The Council of the said Village of Lions Head shall be entitled to recover from the said Township of Eastnor such share of all moneys on hand, due, owing and of right collectible by and belonging to the said township at and prior to the said time of incorporation or thereafter, if entitled thereto, as shall bear such proportion to the whole as the amount of the assessed property within the limits of the said village as shown by the collector's roll of the year 1916 bears to the whole amount of the assessed property of the said Township of Eastnor, each to each, and the said village shall be liable to pay to the said township a share in the same proportion of all debts and liabilities existing against the said township at the time this Act shall come into force as the same shall become due and which are fairly and equitably chargeable against the said village, and in case of dispute,

Adjustment
of assets and
liabilities.

the

the share to be borne by each respectively shall be ascertained and settled under the provisions of the municipal laws of Ontario.

Expenses
of Act.

10. The expenses incurred in obtaining this Act and those of furnishing any documents or copies of papers, writings, deeds or any matters whatsoever required by the clerk or other officer of the said village or otherwise shall be borne by the said village and paid by it to any party that may be entitled thereto.

Assessment
of land in
village for
1917.

11. The assessment roll and the assessments and all other matters contained therein for all that part of the Township of Eastnor that is hereby created into the Village of Lions Head, as made by the assessor for the said Township of Eastnor for the year 1917, shall be as valid and binding upon the persons and properties mentioned in the said assessment roll as if the said Corporation of the Village of Lions Head had been created and the same had been made by an assessor duly appointed by the council of the said village municipality at the time the said assessment roll was made, and the clerk of the said Township of Eastnor shall forthwith after the expiration of the time limited for appealing to the Court of Revision from the said assessment roll furnish to the said Leonard E. Bruin, or to the clerk for the time being of the said Village of Lions Head, a true copy certified as such under his hand and the seal of the Corporation of the Township of Eastnor of so much of the said assessment roll as relates to the lands and other properties within the limits of said village and the income and business assessment of persons residing within such limits, together with all notices of appeal from the assessments or other matters contained in or omitted from the said roll that have been filed with him that relate in any way to the said matters aforesaid, and thereafter the said appeals and the said portion of said assessment roll and the taxes to be payable thereunder shall belong to, be collected by, and be dealt with by the Council of the said Village of Lions Head in the same manner as if the said Village of Lions Head had been regularly constituted at the time the said various proceedings were taken and had been made or received by duly appointed officials of the said village corporation.

CHAPTER 75.

An Act respecting the City of London.

Assented to 12th April, 1917.

WHEREAS the Corporation of the City of London has, by petition, prayed for special legislation in respect of the several matters hereinafter set forth; and whereas it is desirable that the by-laws set out in Schedules "A," "B," and "C" should be confirmed; and whereas the said corporation has asked for authority to issue debentures to the amount of \$310,000 to cover the cost of certain works and improvements of an urgent and necessary character; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The by-laws of the Corporation of the City of London, set out in Schedules "A," "B" and "C" hereto are confirmed and declared to be legal, valid and binding. Confirmation of by-laws.

2. The Corporation of the City of London may pass a by-law to borrow, and may borrow, the sum of \$100,000 for The London Railway Commission, and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such a rate of interest, not exceeding five per cent. per annum, as the council of the said corporation may determine, to pay for additional car equipment. Power to borrow \$100,000 for London Ry. Commission.

3. The Corporation of the City of London may pass a by-law to borrow, and may borrow, the sum of \$60,000 for the Public Utilities Commission of the City of London, and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest, not exceeding five per cent. per annum, as Power to borrow \$60,000 for extensions and additions to waterworks system.

the

the council of the said corporation may determine, to pay for extensions and additions to the waterworks pumping plant and distribution system of the City of London.

Assent of
electors not
required.

4. It shall not be necessary that any of the by-laws for the purposes mentioned in the next two preceding sections shall be submitted to, or receive the assent of, the electors of the said city, but all the other provisions of *The Municipal Act* which are applicable and which are not inconsistent with the provisions of this Act shall apply to the said by-laws.

Irregularity
in form not
to invali-
date.

5. No irregularity in the form of any of the debentures issued under the authority of this Act, or of any by-law authorizing the issue thereof, shall render the same invalid, or be allowed as a defence to any action against the Corporation of the City of London for the recovery of the amount thereof, or interest thereon, or any part thereof.

Certain debt
deducted
in ascertain-
ing limit of
borrowing
powers.

6. In calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*, has been reached, any debentures issued under the authority of section 2 of this Act, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same.

Power to
acquire
lands as
industrial
sites.

7. The Corporation of the City of London may pass by-laws from time to time, with the assent of the electors qualified to vote on by-laws for creating debts first having been obtained thereto, to acquire tracts of lands for industrial purposes, and to issue debentures, payable within a period not exceeding thirty years from the date of the issue thereof, to provide the moneys required to pay for such lands, and may also with the assent of such electors sell or lease the said lands or any portion thereof for such terms, and on such conditions, as the council of the said corporation may, from time to time, deem expedient.

Power to
guarantee
bonds of
London
Industrial
Association.

8. The Corporation of the City of London may pass by-laws from time to time, with the assent of the electors qualified to vote on by-laws for creating debts first having been obtained thereto, to guarantee the payment of the principal and interest of bonds which may be issued by the London Industrial Association, Limited, and may, after the by-laws have been so passed, guarantee such payment.

Power to
borrow to
meet such
guarantee.

9. The Corporation of the City of London may from time to time pass by-laws to borrow such sums as may be necessary to pay any indebtedness arising from any guarantee given in respect of the bonds of the said the London Industrial

Industrial Association, Limited, and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest, not exceeding five per cent. per annum, as the council of the said corporation may determine, and it shall not be necessary that any of the by-laws for the purposes hereinbefore mentioned, shall be submitted to, or receive the assent of the electors of the said city, but all of the other provisions of *The Municipal Act* which are applicable and which are not inconsistent with the provisions of this Act shall apply to the said by-laws.

10. Subsection 2 of section 4 of an Act passed in the 8th^{8 Edw. VII.} year of His late Majesty's reign, chaptered 145, intituled ^{c. 145,} *"An Act respecting The Western University and College,"* is ^{s. 4 (2),} hereby amended by inserting, in the tenth line thereof, after ^{amended.} the word "University," the words, "and the mayor, for the time being, of the city."

11. Section 10 of *The London Waterworks Act, 1873,* is ^{36 V. c. 102,} hereby amended by striking out of the eighth line thereof the ^{s. 10,} word "may" and by substituting therefor the word "shall." ^{amended.}

12.—(1) The Public Utilities Commission of the City ^{Power to} of London may procure and supply, for its own use, for ^{procure and} the use of the Corporation of the City of London and ^{supply} for the use of the inhabitants of the City of London, natural ^{natural gas.} gas for any purpose for which the same may be used, and for such purposes may purchase, construct, improve, extend, maintain and operate any works which may be deemed requisite; and may also purchase, supply, sell, or lease fittings, machines, apparatus, meters or other things for any of such purposes; and may purchase or rent such land and buildings as may be deemed necessary for the purpose of its undertaking.

(2) The Public Utilities Commission of the City of ^{Laying down} London, for the purpose of laying down, taking up, examin- ^{pipes, etc.} ing and keeping in repair the pipes used for the purpose of its said undertaking, may break up, dig and trench in, upon, and under the highways, lanes and other public communica- tions, or, with the consent of the owner, in, upon and under any private property, and may carry pipes to any part of any building within the municipality, parts of which belong to different owners, or are in possession of different tenants or occupants, passing over the property of any owner or of any tenant or occupant to convey the natural gas to the part of the building to which it is to be conveyed.

Attachment
of pipes.

(3) Such pipes shall be carried up and attached to the outside of the building unless consent is obtained to carry the same in the inside.

Breaking up
of common
passages,
etc.

(4) The Public Utilities Commission of the City of London may also break up and uplift all passages, common to neighboring owners, tenants or occupants, and dig or cut trenches therein for the purpose of laying down pipes, or taking up, examining or repairing the same, doing as little damage as may be in the execution of the powers hereby conferred, and restoring such passages to their original condition without unnecessary delay.

Contracts
for supply
of gas.

(5) The Public Utilities Commission of the City of London may from time to time, and upon such terms as may be deemed advisable, enter into contracts for the supply of natural gas to any person, firm or corporation, for any period not exceeding ten years.

Application
of certain
sections of
Rev. Stat.
c. 204.

(6) The Public Utilities Commission of the City of London shall, with respect to natural gas, have the like powers and immunities as are by sections 26, 27, 28, 29, 30, 31 and 32 of *The Public Utilities Act* conferred upon the councils of municipal corporations and municipal corporations owning or operating public utilities with respect to public utilities.

Borrowing
powers.

(7) The Corporation of the City of London may pass by-laws from time to time, to borrow, and may borrow, for the purposes mentioned in this section, or any of them, the sum of \$50,000, and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest not exceeding five per cent. per annum, as the council of the said corporation may determine.

Power to
borrow
\$100,000
for erection
of elevator.

13. The Corporation of the City of London may pass a by-law to borrow, and may borrow, the sum of one hundred thousand dollars for The London Railway Commission, and may issue debentures therefor for any period not exceeding forty years from the date of the issue thereof and at such rate of interest not exceeding five per cent. per annum, as the council of the said corporation may determine, to pay for the construction and erection in the Village of Port Stanley, in the County of Elgin, of an elevator.

Assent of
electors not
required.

14. It shall not be necessary that any of the by-laws for the purposes mentioned in the next two preceding sections hereof shall be submitted to or receive the assent of the elec-

tors

tors of the said city, but all the other provisions of *The Municipal Act* which are applicable, and which are not inconsistent with the provisions of this Act, shall apply to the said by-laws.

15. This Act may be known and cited as *The City of* Short title
London Act, 1917.

SCHEDULE "A."

BY-LAW No. 5434.

To authorize the issue of \$80,000.00 debentures to insure the lives for the benefit of dependents of officers and men, residents of the municipality who, during the present war, may be on active service with the Naval and Military Forces of the British Empire and Great Britain's Allies.

Whereas it is provided by an Act to authorize and confirm grants by municipal corporations for patriotic purposes that any municipal corporation may pass by-laws for granting aid to insure the lives for the benefit of dependents of officers and men residents in the municipality, who, during the present war, may be on active service with the Naval and Military Forces of the British Empire and Great Britain's Allies;

And whereas it is expedient to insure the lives for the benefit of dependents of officers and men, residents of the municipality who, during the present war, may be on active service with the Naval and Military Forces of the British Empire and Great Britain's Allies and it will be necessary to pay the premiums on insurance policies on the lives of officers and men, residents of the municipality who, during the present war, may be on active service with the Naval and Military Forces of the British Empire and Great Britain's Allies, amounting to the sum of \$80,000.00;

And whereas it is expedient to issue debentures to the extent of \$80,000.00 for the purpose of paying the premiums on the said insurance policies;

And whereas by an Act passed by the Legislature of the Province of Ontario in the sixth year of His late Majesty's reign, and chaptered 76, and known as *The City of London Act, 1906*, it is by section 22 thereof provided that the limit of the borrowing power of the said corporation shall, notwithstanding the provisions of any Act or law to the contrary, be fourteen per centum of the assessed value of the whole rateable property of the said City of London, as shown by the last revised assessment roll for the time being of the said city;

And whereas it is by section 23 of the said last mentioned Act provided that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by the next preceding section, has been reached, the net amount of its indebtedness for waterworks purposes being the sum of \$549,909.36, and any liability in respect of local improvement debentures issued by the said corporation, except such portion thereof as is payable by the said corporation at large, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 9 of *The City of London Act, 1913*, that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*, has been reached, any debentures issued under the authority of the said section shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 16 of *The City of London Act, 1915*, that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*, has been reached, any debentures issued under the authority of By-law Number 4897 set out in Schedule "D" to the said Act and any

debentures

debentures issued under the provisions of section 12, of the said Act, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 13 of *The City of London Act, 1916*, that in calculating the amount of the indebtedness of the said Corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*, has been reached, any debentures issued under the authority of By-law Number 5181, to provide for the issue of \$101,000.00 debentures for the London Railway Commission, set out in Schedule "A" to *The City of London Act, 1916*, or under Section 8 of the said last mentioned Act, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 1a of the said Act to authorize and confirm grants by municipal corporations for patriotic purposes as amended by the said Act to amend an Act to authorize and confirm grants by municipal corporations for patriotic purposes, that in calculating the amount of the indebtedness of the municipality for the purpose of ascertaining if the limit of its borrowing power, as fixed by any general or special Act has been reached, any debentures issued under the authority of this Act shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas the amount of the whole rateable property in the City of London, according to the last revised assessment roll thereof, is the sum of \$39,362,173.00;

And whereas the amount of the general debenture debt of the city, exclusive of its indebtedness for waterworks purposes, or the said sum of \$549,909.36, exclusive of its local improvement debenture debt, except such portion thereof as is payable by the said corporation at large, exclusive of its indebtedness for constructing, equipping and operating the London and Port Stanley Railway, being the sum of \$700,000.00, issued under the authority of the said section 9 of *The City of London Act, 1913*, exclusive of its indebtedness for \$60,000, the debentures of which were authorized by said section 12 of *The City of London Act, 1915*, exclusive of its indebtedness of \$101,000.00, issued under the authority of the said By-law Number 5181, set out in Schedule "A" in *The City of London Act, 1916*, exclusive of its indebtedness for \$39,000.00 for debentures issued under the authority of said Section 8 of *The City of London Act, 1916*, and exclusive of the debentures issued under the authority of By-law Number 5033 of the City of London, passed on the fifth day of July, A.D. 1915, of By-law Number 5140, of the City of London, passed on the twenty-ninth day of November, A.D. 1915, and of By-law Number 5367, of the City of London, passed on the fourteenth day of August, A.D. 1916, amounting to \$45,000.00, is the sum of \$5,098,796.37, of which no portion of the principal or interest is in arrear;

And whereas the said sum of \$80,000.00 is the debt intended to be created by this by-law;

And whereas it is desirable to issue the said debentures at one time, and to make the principal of the said debt repayable by yearly sums during the period of twenty years, being the currency of the said debentures, said yearly sums being of such respective amounts that the aggregate amount payable in each year for the principal and interest in respect of said debt, shall be as nearly as possible equal to the amount so payable in each year of the other nineteen years of the said period;

And whereas the total amount required by *The Municipal Act*, to be raised annually by special rate for paying the said debt and interest as hereinafter provided is \$6,419.40;

Be it therefore enacted by the Municipal Council of the Corporation of the City of London as follows:

1. It shall be lawful for the Mayor of the said city to raise by way of loan upon the security of the debentures hereinafter mentioned, from any person or persons, body or bodies corporate, who may be willing to advance the same upon the credit of such debentures, a sum of money not exceeding in the whole the sum of \$80,000.00 and to cause the same to be paid into the hands of the Treasurer of the said City of London for the purposes and with the objects above recited.

2. The said debentures shall, pursuant to the provisions of Section 288 of *The Municipal Act*, be made payable as follows:—

\$2,419.40, thereof, in one year from the thirtieth day of December, A.D. 1916.
 \$2,540.38, thereof, in two years from the thirtieth day of December, A.D. 1916.
 \$2,667.40, thereof, in three years from the thirtieth day of December, A.D. 1916.
 \$2,800.78, thereof, in four years from the thirtieth day of December, A.D. 1916.
 \$2,940.80, thereof, in five years from the thirtieth day of December, A.D. 1916.
 \$3,087.84, thereof, in six years from the thirtieth day of December, A.D. 1916.
 \$3,242.24, thereof, in seven years from the thirtieth day of December, A.D. 1916.
 \$3,404.36, thereof, in eight years from the thirtieth day of December, A.D. 1916.
 \$3,574.56, thereof, in nine years from the thirtieth day of December, A.D. 1916.
 \$3,753.30, thereof, in ten years from the thirtieth day of December, A.D. 1916.
 \$3,940.96, thereof, in eleven years from the thirtieth day of December, A.D. 1916.
 \$4,138.00, thereof, in twelve years from the thirtieth day of December, A.D. 1916.
 \$4,344.92, thereof, in thirteen years from the thirtieth day of December, A.D. 1916.
 \$4,562.14, thereof, in fourteen years from the thirtieth day of December, A.D. 1916.
 \$4,790.26, thereof, in fifteen years from the thirtieth day of December, A.D. 1916.
 \$5,029.78, thereof, in sixteen years from the thirtieth day of December, A.D. 1916.
 \$5,281.26, thereof, in seventeen years from the thirtieth day of December, A.D. 1916.
 \$5,545.32, thereof, in eighteen years from the thirtieth day of December, A.D. 1916.
 \$5,822.58, thereof, in nineteen years from the thirtieth day of December, A.D. 1916.
 \$6,113.72, thereof, in twenty years from the thirtieth day of December, A.D. 1916,

and all of the said debentures shall bear date the thirtieth day of December, A.D. 1916, and be made payable in Canada, Great Britain or elsewhere, and shall have coupons attached for the payment of interest.

3. The said debentures shall bear interest at the rate of five per cent. per annum from the date thereof, which interest shall be payable half yearly, on the thirtieth days of the months of June and December in each year at the place where the said debentures are made payable.

4. During the currency of the debentures to be issued under the authority of this by-law, there shall be raised annually by a special rate on all the rateable property in the City of London, over and above all other rates and taxes, the sum of \$6,419.40, for the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt.

5. The said Mayor and Treasurer may cause the said debentures or a sufficient amount thereof to be sold or hypothecated, or may authorize the said debentures, or any portion thereof, to be purchased or taken as and for a temporary or permanent investment of the sinking fund of the City of London, and the proceeds thereof after providing for the discount (if any) and the expenses of the negotiation and sale thereof, shall be applied as and for the purposes above specified and for no other purpose.

Passed in open council this eighteenth day of December, A.D. 1916.

HUGH A. STEVENSON,
Mayor.

(SEAL)

S. BAKER,
Clerk.

SCHEDULE "B."

By-LAW No. 5435.

To provide for the payment of the sum of \$10,000.00 to the London and Middlesex Patriotic Fund Association and to issue debentures therefor.

Whereas the London and Middlesex Patriotic Fund Association has been organized in the City of London and has for its object the raising and distribution of a fund for the assistance, in case of need, to the wives, children and dependent relatives of officers and men residents in Canada, who, during the present war, may be in active service with the Naval and Military Forces of the British Empire and Great Britain's Allies, or for those who, in consequence of the war, are without employment and in distress;

And whereas it is expedient to grant the sum of \$10,000.00 to the said Association and to issue debentures therefor;

An whereas by an Act passed by the Legislature of the Province of Ontario in the sixth year of His late Majesty's reign, and chaptered 76, and known as *The City of London Act, 1906*, it is by section 22 thereof provided that the limit of the borrowing power of the said Corporation shall, notwithstanding the provisions of any Act or law to the contrary, be fourteen per centum of the assessed value of the whole rateable property of the said City of London, as shown by the last revised assessment roll for the time being of the said city;

And whereas it is by section 23 of the said last-mentioned Act provided that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by the next preceding section, has been reached, the net amount of its indebtedness for waterworks purposes being the sum of \$549,909.36, and any liability in respect of local improvement debentures issued by the said corporation, except such portion thereof as is payable by the said corporation at large, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 9 of *The City of London Act, 1913*, that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*, has been

reached

reached, any debentures issued under the authority of the said section shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 16, of *The City of London Act, 1915*, that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*, has been reached, any debentures issued under the authority of By-law Number 4897 set out in Schedule "D" to the said Act and any debentures issued under the provisions of section 12 of the said Act, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 13 of *The City of London Act, 1916*, that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power as fixed by *The City of London Act, 1906*, has been reached, any debentures issued under the authority of By-law Number 5181, to provide for the issue of \$101,000.00 debentures for the London Railway Commission, set out in Schedule "A" to *The City of London Act, 1916*, or under section 8 of the said last mentioned Act, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 1a of the said Act to authorize and confirm grants by municipal corporations for patriotic purposes as amended by the said Act to amend an Act to authorize and confirm grants by municipal corporations for patriotic purposes, that in calculating the amount of the indebtedness of the municipality for the purpose of ascertaining if the limit of its borrowing power as fixed by any general or special Act has been reached, any debentures issued under the authority of this Act shall not be reckoned as part of such indebtedness but shall be excluded in computing the same;

And whereas the amount of the whole rateable property of the City of London, according to the last revised assessment roll thereof, is the sum of \$39,362,179.00;

And whereas the amount of the general debenture debt of the city, exclusive of its indebtedness for waterworks purposes, or the said sum of \$549,909.36, exclusive of its local improvement debenture debt, except such portion thereof as is payable by the said corporation at large, exclusive of its indebtedness for constructing, equipping and operating the London and Port Stanley Railway, being the sum of \$700,000.00, issued under the authority of the said section 9 of *The City of London Act, 1913*, exclusive of its indebtedness for \$60,000.00, the debentures for which were authorized by said section 12 of *The City of London Act, 1915*, exclusive of its indebtedness of \$101,000.00 issued under the authority of said By-law Number 5181 set out in Schedule "A" in *The City of London Act, 1916*, exclusive of its indebtedness for \$39,000.00 for debentures issued under the authority of said Section 8 of *The City of London Act, 1916*, and exclusive of the debentures issued under the authority of By-law Number 5033 of the City of London, passed on the fifth day of July, A.D. 1915; of By-law Number 5140, of the City of London, passed on the twenty-ninth day of November, A.D. 1915, and of By-law Number 5367, of the City of London, passed on the fourteenth day of August, A.D. 1916, amounting to \$45,000.00, is the sum of \$5,098,796.37, of which no portion of the principal or interest is in arrear;

And whereas the sum of \$10,000.00 is the debt intended to be created by this by-law;

And whereas it is desirable to issue the said debentures at one time, and to make the principal of the said debt repayable by yearly sums during the period of ten years, being the currency of the said

debentures

debentures, said yearly sums being of such respective amounts that the aggregate amount payable in each year for principal and interest in respect of said debt, shall be as nearly as possible equal to the amount so payable in each of the other nine years of the said period;

And whereas the total amount required by *The Municipal Act*, to be raised annually by special rate for paying the said debt and interest as hereinafter provided is \$1,295.04;

Be it therefore enacted by the Municipal Council of the Corporation of the City of London, as follows:—

1. It shall be lawful for the mayor of the said city to raise by way of loan upon the security of the debentures hereinafter mentioned from any person or persons, body or bodies corporate, who may be willing to advance the same upon the credit of such debentures, a sum of money not exceeding in the whole the sum of \$10,000.00 and to cause the same to be paid into the hands of the treasurer of the said City of London, for the purposes and with the objects above recited.

2. The said debentures shall, pursuant to the provisions of section 288 of *The Municipal Act*, be made payable as follows:—

\$ 795.04, thereof, in one year from the thirtieth day of December, A.D. 1916.

\$ 834.80, thereof, in two years from the thirtieth day of December, A.D. 1916.

\$ 876.54, thereof, in three years from the thirtieth day of December, A.D. 1916.

\$ 920.36, thereof, in four years from the thirtieth day of December, A.D. 1916.

\$ 966.38, thereof, in five years from the thirtieth day of December, A.D. 1916.

\$1,014.70, thereof, in six years from the thirtieth day of December, A.D. 1916.

\$1,065.44, thereof, in seven years from the thirtieth day of December, A.D. 1916.

\$1,118.72, thereof, in eight years from the thirtieth day of December, A.D. 1916.

\$1,174.64, thereof, in nine years from the thirtieth day of December, A.D. 1916, and

\$1,233.38, thereof, in ten years from the thirtieth day of December, A.D. 1916,

and all of the said debentures shall bear date the thirtieth day of December, A.D. 1916, and be made payable in Canada, Great Britain or elsewhere, and shall have coupons attached for the payment of interest.

3. The said debentures shall bear interest at the rate of five per cent. per annum from the date thereof, which interest shall be payable half yearly, on the thirtieth days of the months of June and December in each year at the place where the said debentures are made payable.

4. During the currency of the debentures to be issued under the authority of this by-law, there shall be raised annually by a special rate on all the rateable property in the City of London, over and above all other rates and taxes, the sum of \$1,295.04 for the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt.

5. The said mayor and treasurer may cause the said debentures or a sufficient amount thereof to be sold or hypothecated, or may authorize the said debentures, or any portion thereof, to be purchased

or taken as and for a temporary or permanent investment of the sinking fund of the City of London, and the proceeds thereof, after providing for the discount (if any) and the expenses of the negotiation and sale thereof, shall be applied as and for the purposes above specified and for no other purpose.

6. This by-law shall not take effect or be binding upon the corporation unless and until it has been validated by the Legislature of the Province of Ontario.

Passed in open council this eighteenth day of December, A.D. 1916.

HUGH A. STEVENSON,
Mayor.

(SEAL.)

S. BAKER,
Clerk.

SCHEDULE "C."

BY-LAW NUMBER 5436.

To provide for the issue of \$25,000.00 debentures for the purpose of assisting the London Health Association to erect buildings for the treatment of officers and men who, during the present war, require the treatment furnished by the said association.

Whereas it is expedient to grant to the London Health Association the sum of \$25,000.00 to assist the said association in constructing and erecting buildings for the treatment of officers and men who, during the present war, require the treatment furnished by the said association;

And whereas by an Act passed by the Legislature of the Province of Ontario in the sixth year of His late Majesty's reign, and chaptered 76, and known as *The City of London Act, 1906*, it is by section 22, thereof, provided that the limit of the borrowing power of the said corporation shall, notwithstanding the provisions of any Act or law to the contrary, be fourteen per centum of the assessed value of the whole rateable property of the said City of London, as shown by the last revised assessment roll for the time being of the said city;

And whereas it is by section 23 of the said last-mentioned Act provided that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by the next preceding section, has been reached, the net amount of its indebtedness for water works purposes being the sum of \$549,909.36, and any liability in respect of local improvement debentures issued by the said corporation, except such portion thereof as is payable by the said corporation at large, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 9 of *The City of London Act, 1913*, that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*, has been reached, any debentures issued under the authority of the said section shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 16 of *The City of London Act, 1915*, that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*,

has been reached, any debentures issued under the authority of By-law Number 4897 set out in Schedule "D" to the said Act and any debentures issued under the provisions of Section 12, of the said Act, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 13 of *The City of London Act, 1916*, that in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by *The City of London Act, 1906*, has been reached, any debentures issued under the authority of By-law Number 5181, to provide for the issue of \$101,000.00 debentures for the London Railway Commission, set out in Schedule "A" to *The City of London Act, 1916*, or under section 8 of the said last mentioned Act, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same;

And whereas it is provided by section 1A of the said Act to authorize and confirm grants by municipal corporations for patriotic purposes as amended by the said Act to amend an Act to authorize and confirm grants by municipal corporations for patriotic purposes, that in calculating the amount of indebtedness of the municipality for the purpose of ascertaining if the limit of its borrowing power, as fixed by any general or special Act, has been reached, any debentures issued under the authority of this Act, shall not be reckoned as part of such indebtedness but shall be excluded in computing the same;

And whereas the amount of the whole rateable property in the City of London, according to the last revised assessment roll thereof, is the sum of \$39,362,179.00;

And whereas the amount of the general debenture debt of the city, exclusive of its indebtedness for water works purposes, or the said sum of \$549,909.36, exclusive of its local improvement debenture debt except such portion thereof as is payable by the said corporation at large, exclusive of its indebtedness for constructing, equipping and operating the London and Port Stanley Railway, being the sum of \$700,000.00, issued under the authority of the said section 9 of *The City of London Act, 1913*, exclusive of its indebtedness for \$60,000.00, the debentures for which were authorized by the said section 12 of *The City of London Act, 1915*, exclusive of its indebtedness of \$101,000.00 issued under the authority of said By-law Number 5181 set out in Schedule "A" in *The City of London Act, 1916*, exclusive of its indebtedness for \$39,000.00 for debentures issued under the authority of said section 8 of *The City of London Act, 1916*, and exclusive of the debentures issued under the authority of By-law Number 5033 of the City of London, passed on the fifth day of July, A.D. 1915, of By-law Number 5140, of the City of London, passed on the twenty-ninth day of November, A.D. 1915, and of By-law Number 5367 of the City of London, passed on the fourteenth day of August, A.D. 1916, amounting to \$45,000.00, is the sum of \$5,098,796.37, of which no portion of the principal or interest is in arrear;

And whereas the said sum of \$25,000.00 is the debt intended to be created by this by-law;

And whereas it is desirable to issue the said debentures at one time, and to make the principal of the said debt repayable by yearly sums during the period of twenty years, being the currency of the said debentures, said yearly sum being of such respective amounts that the aggregate amount payable in each year for the principal and interest in respect of said debt, shall be as nearly as possible equal to the amount so payable in each of the other nineteen years of the said period;

And whereas the total amount required by *The Municipal Act*

to

to be raised annually by special rate for paying the said debt and interest as hereinafter provided is \$2,006.06;

Be it therefore enacted by the Municipal Council of the Corporation of the City of London, as follows:—

1. It shall be lawful for the mayor of the said city to raise by way of loan upon the security of the debentures hereinafter mentioned, from any person or persons, body or bodies corporate, who may be willing to advance the same upon the credit of such debentures, a sum of money not exceeding in the whole the sum of \$25,000.00, and to cause the same to be paid into the hands of the treasurer of the said City of London for the purposes and with the objects above recited.

2. The said debentures shall, pursuant to the provisions of section 288, of *The Municipal Act*, be made payable as follows:—

\$756.06, thereof, in one year from the thirtieth day of December, A.D. 1916.
 \$793.86, thereof, in two years from the thirtieth day of December, A.D. 1916.
 \$833.56, thereof, in three years from the thirtieth day of December, A.D. 1916.
 \$875.24, thereof, in four years from the thirtieth day of December, A.D. 1916.
 \$919.00, thereof, in five years from the thirtieth day of December, A.D. 1916.
 \$964.96, thereof, in six years from the thirtieth day of December, A.D. 1916.
 \$1,013.20, thereof, in seven years from the thirtieth day of December, A.D. 1916.
 \$1,063.86, thereof, in eight years from the thirtieth day of December, A.D. 1916.
 \$1,117.06, thereof, in nine years from the thirtieth day of December, A.D. 1916.
 \$1,172.90, thereof, in ten years from the thirtieth day of December, A.D. 1916.
 \$1,231.54, thereof, in eleven years from the thirtieth day of December, A.D. 1916.
 \$1,293.12, thereof, in twelve years from the thirtieth day of December, A.D. 1916.
 \$1,357.78, thereof, in thirteen years from the thirtieth day of December, A.D. 1916.
 \$1,425.68, thereof, in fourteen years from the thirtieth day of December, A.D. 1916.
 \$1,496.96, thereof, in fifteen years from the thirtieth day of December, A.D. 1916.
 \$1,571.80, thereof, in sixteen years from the thirtieth day of December, A.D. 1916.
 \$1,650.40, thereof, in seventeen years from the thirtieth day of December, A.D. 1916.
 \$1,732.92, thereof, in eighteen years from the thirtieth day of December, A.D. 1916.
 \$1,819.56, thereof, in nineteen years from the thirtieth day of December, A.D. 1916.
 \$1,910.54, thereof, in twenty years from the thirtieth day of December, A.D. 1916,
 and all the said debentures shall bear date the thirtieth day of December, A.D. 1916, and be made payable in Canada, Great Britain or elsewhere, and shall have coupons attached for the payment of interest.

3. The said debentures shall bear interest at the rate of five per cent. per annum from the date thereof, which interest shall be payable half yearly, on the thirtieth days of the months of June and December in each year at the place where the said debentures are made payable.

4. During the currency of the debentures to be issued under the authority of this by-law, there shall be raised annually by a special rate on all the rateable property in the City of London, over and above all other rates and taxes, the sum of \$2,006.06, for the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt.

5. The said mayor and treasurer may cause the said debentures or a sufficient amount thereof to be sold or hypothecated, or may authorize the said debentures, or any portion thereof, to be purchased or taken as and for a temporary or permanent investment of the sinking fund of the City of London, and the proceeds thereof after providing for the discount (if any) and the expenses of the negotiation and sale thereof, shall be applied as and for the purposes above specified and for no other purpose.

6. This by-law shall not take effect or be binding upon the corporation unless and until it has been validated by the Legislature of the Province of Ontario.

Passed in open council this eighteenth day of December, A.D. 1916.

HUGH A. STEVENSON,
Mayor.

S. BAKER,
Clerk.

(SEAL)

CHAPTER 76.

An Act respecting the Town of Midland.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the Town of Midland has, by its petition, represented that By-law No. 953 of the said corporation was duly passed for the purposes of granting certain aid to The Midland Dry Dock Company, Limited, for the construction and establishment of a ship-building plant in the said Town of Midland, and to authorize in connection therewith an agreement set out in full in Schedule "B" to the said by-law; and whereas the said by-law has been submitted to the duly qualified ratepayers of the Town of Midland in accordance with the provisions of *The Municipal Act* in that behalf, 611 voting for and 100 against the said by-law, and it is desired to confirm the said by-law and the agreement set out in the schedule thereto; and whereas the said corporation has prayed that an Act may be passed for that purpose; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law
No. 953
confirmed.

1. By-law No. 953 of the Corporation of the Town of Midland, set out in full in Schedule "A" to this Act, and the agreement in connection therewith and any debentures issued or to be issued under the provisions of the said by-law, are confirmed and declared to be within the power and are legal, valid and binding on the corporation and the ratepayers thereof and on the said company.

Description
of land.

2. The lands mentioned in the said agreement may be more particularly described and defined as follows:—

All and singular that certain parcel or tract of land and land covered with water, situate, lying and being in the Town of Midland, in the County of Simcoe, in the Province of Ontario, being composed of part of broken lot number one
hundred

hundred and eight in the second concession of the Township of Tay and adjoining water lot more particularly shewn on a plan of survey prepared by Ontario land surveyors Cavana and Watson, dated the fifth day of March, 1917, said parcel of land and land covered with water containing by ad-measurement twenty-four and one-half acres, be the same more or less, and more particularly described as follows.—

Commencing at the point of intersection of the northerly limit of Bay Street with the easterly limit of Midland Avenue, thence North $30^{\circ} 43'$ west astronomically along the northerly production of the easterly limit of Midland Avenue four hundred and seventy feet to an iron bar planted at the intersection of the last-mentioned course with the northerly limit of the lands of the Grand Trunk railway, thence north $42^{\circ} 37'$ east along the northerly limit of the lands of the Grand Trunk railway three hundred and eighty feet and four-tenths of a foot to an iron bar planted at the intersection of the last-mentioned course with the line between lots one hundred and seven and one hundred and eight, said last-mentioned point being the place of beginning:—

Thence north $33^{\circ} 47'$ east along the northerly limit of the lands of the Grand Trunk railway eight hundred and sixty-five feet and five-tenths of a foot to an iron post; thence north $59^{\circ} 22'$ west six hundred and sixty-seven feet and five-tenths of a foot to the outer limit of a certain water lot granted to one H. H. Cook by Letters Patent; thence south $59^{\circ} 54'$ west along the outer limit of said water lot three hundred and seventy-six feet to an angle thereof; thence south $27^{\circ} 24'$ west along the outer limit of said water lot eight hundred and twenty-four feet and five-tenths of a foot to the north-westerly angle of the property heretofore sold to the Midland Coal Dock Company, thence south $77^{\circ} 35'$ east four hundred and eighty-two feet to an iron bar planted on the original shore line of Midland Bay, thence south $59^{\circ} 19'$ east two hundred and twenty-six feet to an iron bar planted on the line between lots one hundred and seven and one hundred and eight, thence north $58^{\circ} 26'$ east along the line between lots one hundred and seven and one hundred and eight one hundred and fifty-three feet and six-tenths of a foot to the place of beginning.

SCHEDULE "A."

BY-LAW No. 953.

A by-law granting certain aid to The Midland Dry Dock Company, Limited, and to authorize in connection therewith an agreement with that Company.

Whereas The Midland Dry Dock Company, Limited, of the Town of Midland has agreed to erect and equip a shipbuilding plant for the construction of ships for general marine purposes, including both fresh and salt water boats, and have already secured a contract to build a ship of full canal size;

And whereas there is a grave and increasing need for the construction of ships at the present time;

And whereas the establishment and operation of the said shipbuilding plant in the said Town of Midland will cause and result in the expenditure of a large sum of money in the said Town of Midland and will give employment to a considerable amount of skilled labour in the said town, and the operation of the said shipbuilding plant will tend to assist and encourage the marine trade in the Port of Midland, and the corporation of the said Town of Midland deem it desirable in the best interests of the corporation that the agreement set forth in Schedule "B" hereto should be made and entered into with The Midland Dry Dock Company, Limited;

And whereas in order to enable the corporation to carry out its part of the agreement it will be necessary to raise the sum of \$25,000.00 by way of debentures;

And whereas the whole rateable property of the said Town of Midland, according to the last revised assessment roll (being the assessment roll for the year 1916), is the sum of \$2,573,759.00;

And whereas the existing debenture debt of the said Town of Midland, is the sum of \$465,937.33 of which no part either for principal, or interest, is in arrear;

And whereas it is deemed desirable to authorize the Council of the said Corporation of the Town of Midland to enter into said agreement, if such be the will of the ratepayers;

Therefore the Municipal Council of the Corporation of the Town of Midland, enacts as follows:—

1. That it shall be lawful for the Corporation of the Town of Midland to grant the sum of \$25,000.00 to The Midland Dry Dock Company, Limited, to assist them in the establishment of a shipbuilding plant in the said Town of Midland, in the County of Simcoe, and Province of Ontario, to be erected on the property shown in the said agreement set out in Schedule "B" to this by-law, upon the terms and subject to the conditions set out in this agreement.

2. That for the purpose of raising the said sum of \$25,000.00 twenty debentures of the Corporation of the Town of Midland (amounting for principal in all to the said sum of \$25,000.00) shall be issued in the sum of \$2,091.98 each, and shall be issued on the first day of November, 1917, payable one each on the first day of November in each of the years 1918 to 1937 (inclusive) at the office of the Treasurer of the Town of Midland, without interest. The interest on the said loan, calculated at the rate of five and one-half per cent. per annum, being already included in the amount of the said debentures.

3. All property of the company shall be exempt from all taxes, business and otherwise for a period of twenty-five years from the first day of January, 1917, but it is agreed that this exemption shall not be deemed to apply to war taxes or taxes for school purposes.

4. Upon the final passing of this by-law, it shall be lawful for the Corporation of the Town of Midland, to execute and deliver the agreement with The Midland Dry Dock Company, Limited, set out in full Schedule "B" to this by-law, and the mayor and clerk of the said corporation are hereby authorized to affix the corporate seal of the said corporation to the said agreement and execute the same, and the corporation may carry out the terms thereof and do all things necessary to fulfill and perform all covenants and agreements therein contained.

5. Upon the final passing of this by-law, it shall be lawful for the mayor of the said municipality, and he is hereby authorized and instructed to sign and issue the said debentures, hereby authorized to be issued, and to cause the same to be signed by the treasurer of the said municipality, and the clerk of the said municipality is hereby authorized and instructed to attach the seal of the said municipality to the said debentures.

6. That during the currency of the said debentures there shall be raised annually by special rate on all the rateable property of the said Town of Midland, the sum of \$2,091.98 for the purpose of paying the amount due in each of the said years for principal and interest, in respect of the said debt.

7. The votes of the qualified electors of the said municipality shall be taken on this by-law on Saturday, the third day of March, A.D. 1917, from the hour of nine o'clock in the forenoon until the hour of five o'clock in the afternoon of the same day.

8. On the second day of March, 1917, the mayor will attend at the Council chamber in the Town of Midland at the hour of ten o'clock in the forenoon to appoint persons to attend at the said polling places, and at the final summing up of the votes by the clerk, respectively on behalf of the persons interested in, and desirous of promoting, or opposing the passing of this by-law.

9. The clerk of the municipality shall attend at the council chamber at ten o'clock on the forenoon on Monday, the fifth day of March, 1917, to sum up the number of votes given for and against this by-law, and to declare the result thereof.

10. This by-law shall not come into force, or take any effect whatever, until it shall have been confirmed by a private Act of the Legislature of the Province of Ontario, or by other sufficient Legislative authority, but shall come into force and take effect immediately after such confirmation.

By-law read a first, second and third time at a special meeting of the Municipal Council of the Corporation of the Town of Midland duly called for that purpose, held in the council chambers at the said Town of Midland, on Thursday, the eighth day of February, A.D. 1917, at which eight members of the council were present and eight members thereof voted in favour of the said first, second and third reading of the said by-law.

(Sgd.) E. LETHERBY,

Mayor.

(Sgd.) FRANK R. WESTON,

Clerk.

(L.S.)

Schedule "A" showing the annual payment for principal and interest due under the foregoing By-law No. 953.

Year.	Principal.	Interest.	Annual Payment.
1918	\$716 98	\$1,375 00	\$2,091 98
1919	756 42	1,335 56	2,091 98
1920	798 02	1,293 96	2,091 98
1921	841 91	1,250 07	2,091 98
1922	888 23	1,203 75	2,091 98
1923	937 07	1,154 91	2,091 98
1924	988 61	1,103 37	2,091 98
1925	1,042 98	1,049 00	2,091 98
1926	1,100 35	991 63	2,091 98
1927	1,160 86	931 12	2,091 98
1928	1,224 70	867 28	2,091 98
1929	1,292 07	799 91	2,091 98
1930	1,363 13	728 85	2,091 98
1931	1,438 11	653 87	2,091 98
1932	1,517 20	574 78	2,091 98
1933	1,600 65	491 33	2,091 98
1934	1,688 68	403 30	2,091 98
1935	1,781 56	310 42	2,091 98
1936	1,879 55	212 43	2,091 98
1937	1,982 92	109 06	2,091 98

SCHEDULE "B."

Memorandum of Agreement made this 5th day of March, A.D. 1917,

Between:

The Midland Dry Dock Company, Limited, of the Town of Midland (hereinafter called "Company"), of the first part,

and

The Corporation of the Town of Midland (hereinafter called "Corporation"), of the second part.

Whereas the company have completed arrangements for the building of a ship of full canal size for general marine trade, and have in contemplation the construction and establishment of a modern shipbuilding plant capable of building any size of steamship that may be required on the Great Lakes, and to that end have applied to the corporation for a bonus and for assistance in the establishment and carrying on of this enterprise, according to the terms and conditions hereinafter set out;

And whereas the corporation consider it desirable to encourage the establishment of the said shipbuilding plant in the Town of Midland, and to grant the bonus and assistance requested, upon the terms and conditions hereinafter set out;

Now therefore this agreement witnesseth, that in consideration of the premises and of the mutual covenants, conditions and agreements hereinafter set out, the parties hereto do mutually promise and agree to and with each other in the manner and form following:—

1. On or before the first day of April, 1917, providing this agreement has then become legal, valid and binding upon the corporation, the company will commence to lay out, or cause to be commenced, and will proceed with the erection and equipment of a shipbuilding plant within the corporate limits of the Town of Midland upon the lands and premises set out in Schedule "A" hereto.

2. The said shipbuilding plant will be a modern plant and will be capable of constructing or building ships of any size at present in use on the Great Lakes, and unless conditions develop upon which they have no control, the company will during the year 1917, complete sufficient of its said plant so as to lay down and to and will commence on or before September 1st, 1917, the construction in the said plant of a ship of full canal size, and will, as soon as conditions warrant, complete the said plant to its full capacity.

3. The company will operate the plant to the fullest extent the state of trade will permit. Provided that the company shall not be considered to be in default under its obligations to operate the plant under the provisions of this section if no repair or construction work on vessels be received, provided the company be ready for such work if offered.

4. Provided that accidents in and to the works of the company, labour strikes, and other circumstances beyond the control of the company, resulting in the temporary closing down of the works or operations of the company for the purpose of making repairs or alterations shall not be deemed to be a breach by the company of the terms of this agreement.

5. The company will employ an average of not less than one hundred men for not less than two hundred days per year during the currency of the benefits obtained hereunder, and provided same can be obtained at a fair and reasonable wage, and will so far as practicable employ labour from the Town of Midland, and will give the preference thereto.

6. In consideration of the above, the corporation will grant a bonus of \$25,000.00 towards the construction of such shipbuilding plant and the purchase of the necessary lands, to be paid to the said company as soon as the keel of the first ship is laid, and the company shall have expended the sum of \$75,000.00 in the construction and equipment of the plant, in addition to such moneys as may be expended in the purchase of the lands.

7. In case the corporation, after inspection of the plant by the council is not satisfied the said sum has been expended in the establishment of said shipbuilding plant, the parties hereto may appoint an independent, competent marine architect, or engineer, whose duties it shall be to inspect said shipbuilding plant, and also to examine the contracts, documents, books, vouchers, and accounts of the company and to report whether the shipbuilding plant has been constructed according to this agreement, and whether the said bonus of \$25,000.00 has been earned, and the report of such architect or engineer when received shall be final and binding on the parties hereto;

Provided that if the parties hereto are unable to agree on such marine architect and engineer, same shall be appointed on application to the County Judge of the County of Simcoe, provided that the cost of such inspection and report shall be borne by the party hereto shown by such report to be in default.

8. The corporation agrees to grant to the company exemption from all taxes, business and otherwise, for a period of twenty-five years from the first day of January, 1917, upon such of its lands, buildings, machinery and appurtenances in use for purposes of the company for the time being, and being on the lands and premises more particularly described in Schedule "A" hereto.

9. The above exemption as to taxes shall not be deemed to include taxes for school purposes or war taxes.

10. Provided, however, in the event of complete cesser of the ordinary operations for a period of more than one year, the said property shall be assessed at its actual assessed value for all purposes

poses until such time as the said company again resumes operations.

11. The corporation will free of charge supply water to the company for fire and other purposes for a period of twenty-five years, and likewise furnish, install and lay all necessary mains and hydrants, and in so doing will provide not less than four-inch mains.

12. Provided it is expressly understood and agreed that the title to the said mains and hydrants shall remain and be in the corporation and the corporation shall at its discretion have the right of removal of same in case of the cesser of ordinary operations, as hereinbefore provided.

13. It is understood and agreed that the corporation will not be in any way liable in the event of any accidental failure of such water supply, not caused by wilful neglect or default. Provided, however, that in case of such accidental failure, necessary repairs shall be made with all convenient speed.

And it is further understood and agreed with the corporation, or its representatives, or the water and light commission of the said corporation, shall have access at all times for the purpose of inspection.

14. All repairs in respect of such water mains and in obtaining access thereto, or removing the same, shall be performed by the corporation, at the expense of the company.

15. The corporation will immediately take all necessary steps to provide, construct and maintain two suitable public roadways to the property of the company referred to in Schedule "A," and with that intent will extend Quebec Street and Manley Street, or will cause to be opened up and constructed two public roads as near as possible at these points. It is understood and agreed that the costs of purchasing, acquiring and opening of the said roads will be borne by the company.

16. The company will pay the men employed by them in cash at the Town of Midland twice a month.

17. The company shall not engage in or in any way be connected with any business as merchants in the Town of Midland, and will encourage its men to deal with the merchants in the Town of Midland, but this provision will not in any wise limit the right of the company to deal in and sell all ship's stores.

18. Upon the execution of this agreement, the corporation will proceed forthwith to submit the necessary by-law for the approval thereof, to the ratepayers, and upon this agreement being so approved by them, the council of the municipality will finally pass same, and will apply for ratification of this agreement, and the by-law based thereon by the Legislature of the Province of Ontario at the earliest possible moment, and use its best endeavours to procure same, such special Act to contain such further and other provisions as shall be necessary to give full effect to the true intention of this agreement, and in so doing the company agrees to assist the corporation by all reasonable and lawful means.

19. Provided, however, the expenses of submitting the by-law to the ratepayers, and the expenses incurred in applying for and obtaining such special Act shall be borne in equal portions by the parties hereto.

20. This agreement is subject to the assent of the ratepayers of the Town of Midland being obtained in the manner provided by law for such a bonus, and is also subject to ratification by the necessary legislation, as hereinbefore provided.

21. Each of the parties hereto covenant and agree with the other to observe and perform and carry out the terms of this agreement according to the true intent and meaning thereof, and it shall bind and enure to the benefit of the successors and assigns of the parties hereto respectively.

In witness whereof the company has caused to be affixed hereto its corporate seal under the hands of its proper officers, and has caused to be affixed the signatures of the mayor and clerk of the said corporation and its seal.

Signed, sealed and delivered
in the presence of

THE MIDLAND DRY DOCK COMPANY, LTD.,

per D. S. PRATT,
Vice-President.

(L.S.)

J. WILKINSON,
Director.

(L.S.)

(Sgd.) E. LETHERBY,
Mayor.

(Sgd.) FRANK R. WESTON,
Clerk.

Schedule "A" showing the description of the property referred to in the foregoing agreement.

All and singular the lands and premises lying and being in the Town of Midland, in the County of Simcoe, and Province of Ontario, and being part of Lot Number one hundred and eight (108), in the second concession of Township of Tay, and being more particularly described as the most westerly one thousand (1000) feet of the mill property belonging to James Playfair lying immediately to the east of the Midland Coal Dock's property, and north of the Grand Trunk Railway tracks in the said Town of Midland.

CHAPTER 77.

An Act to incorporate the Town of Mimico

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the Village of Mimico has by petition represented that the said village now contains a population of upwards of two thousand six hundred and sixty-five; that the population is rapidly increasing, and that the village is the centre of a prosperous manufacturing district; that a large number of the residents of the village and the Board of Trade have urged upon the council to apply to have the village erected into a town and the council deem it advisable in the interests of the inhabitants that the municipality should be so erected into a town, and that all proper provisions in that behalf be made. That the name of the town shall be the Corporation of the Town of Mimico and that all the provisions of *The Municipal Act* relating to towns shall apply to the Town of Mimico so to be incorporated, and that all the arrears of taxes due to the Corporation of the Village of Mimico for the years 1914 and 1915 not already collected by the County Treasurer of the County of York shall be collected by the municipal officers of the Corporation of the Town of Mimico, who for that purpose shall have all the powers for the collection of taxes conferred upon municipal officers by *The Assessment Act*; and whereas the said corporation has by its said petition further represented that an Act was passed in the sixth year of the reign of His Majesty King George the Fifth, chapter 80, intituled *An Act respecting the Village of Mimico and the Village of New Toronto*, providing for the construction of a sewerage system including certain trunk sewers therein mentioned, but by inadvertence certain trunk sewers on Pigeon Avenue and Stanley Avenue were not included therein along with the trunk sewers on Church Street and Superior Avenue; and whereas the said corporation has by its said petition further represented that the Village of Mimico requires a waterworks system and that the Provincial Board of Health had made a report in writing dated the 29th day of June, 1915, that the
board

board having inquired into, ascertained and considered the existing conditions in the Municipality of the Village of Mimico, is of the opinion that it is necessary in the interest of the public health that a waterworks system, water supply and certain specified water mains be established, and the petitioners have by their petition further represented that it is desirable that the said waterworks system should be constructed as a local improvement under the provisions of *The Local Improvement Act* and that a sum of eighty cents per foot frontage should be assessed upon the lands abutting directly on the work and shall be the owners' portion of the cost, and that the remainder of the cost thereof shall be the corporation's portion of the cost, and that the construction of the said waterworks has been proceeded with, but that doubts have arisen respecting the power of the council to construct the same as a local improvement and assess the cost thereof in the manner aforesaid; and whereas the said petitioners have further represented that the Town of Mimico to be incorporated will require an incinerator and that one incinerator of sufficient capacity would be sufficient for the Town of Mimico and the Corporation of the Village of New Toronto; and whereas the said petitioners have by their said petition prayed that an Act may be passed erecting the Village of Mimico into an incorporated town to be named The Corporation of the Town of Mimico, and making all proper provisions in that behalf relating to the affairs of the municipality; providing that the said corporation may jointly with the Village of New Toronto construct an incinerator for the use of both corporations upon such terms as may be agreed upon and bear and pay a part of the cost thereof or may enter into an agreement with the Village of New Toronto for the joint use of any incinerator owned by that corporation upon such terms as may be agreed upon and for these purposes may borrow money by the issue and sale of debentures; providing that the Corporation of the Village of Mimico or the Corporation of the Town of Mimico may construct its system of waterworks or any part or parts thereof as a local improvement under the provisions of *The Local Improvement Act* and that the sum of eighty cents per foot frontage shall be specially assessed upon the land on each side of the street abutting directly on the work and shall be the owners' portion of the cost, and the remainder of the cost of the work shall be the corporation's portion of the cost; that the report of the Provincial Board of Health respecting the construction of the said system of waterworks shall be sufficient authority to the council to undertake and construct the said system of waterworks or any part of the said system under *The Local Improvement Act*, without any petition or proceedings on the initiative of the council or

otherwise

otherwise and without publishing any notice or passing any construction by-law; that all proceedings heretofore taken and all work heretofore executed and performed in or towards the construction of the said system of waterworks or any part or parts thereof be declared to have been lawfully undertaken and performed and that the same shall for all purposes be deemed to have been and to be part of the said system of waterworks and of the construction of the same; amending the statute 6 George V, chapter 80, passed 27th April, 1916, intituled *An Act respecting the Village of Mimico and the Village of New Toronto*, by including the trunk sewers on Pigeon Avenue and Stanley Avenue along with the trunk sewer on Church Street and Superior Avenue in the several provisions of the said Act relating thereto, and inserting the name of Pigeon Avenue and Stanley Avenue in the appropriate places in the said Act, such amendments as aforesaid to be retroactive and take effect as of the 27th day of April, 1916; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Incorporation of
Town of
Mimico.

1. On and after the first day of May, A.D. 1917, the Village of Mimico shall be and is hereby incorporated as a town. The name of the said town shall be "The Corporation of the Town of Mimico," and such town shall have, possess and enjoy all the rights, powers and privileges of a town incorporated under the provisions of *The Municipal Act*.

Boundaries.

2.—(1) The boundaries of the said town shall be the same as the boundaries of the Village of Mimico as they exist at the time of the passing of this Act.

(2) The said boundaries may from time to time be enlarged, reduced, or changed under the provisions of *The Municipal Act*.

Wards.

3.—(1) The Corporation of the Town of Mimico shall be divided into three wards, to be named "Ward Number One," "Ward Number Two" and "Ward Number Three," respectively.

(2) Ward Number One shall consist of that part of the newly erected Town of Mimico bounded on the north by the southerly limit of the right of way of the Grand Trunk Railway, on the west by the centre line of Church Street, on the

south

south by the centre line of Mimico Avenue and the centre line of that part of the Lake Shore Road running north-easterly from its intersection with Mimico Avenue and on the east by the easterly boundary of the town.

(3) Ward Number Two shall consist of that part of the newly erected Town of Mimico bounded on the north by the centre line of Mimico Avenue and the centre line of that part of the Lake Shore Road running north-easterly from its intersection with Mimico Avenue, on the west by the centre line of Church Street, on the south by Lake Ontario and on the east by the easterly boundary of the town.

(4) Ward Number Three shall consist of that part of the newly erected Town of Mimico described as follows: Commencing at the north-westerly corner of the newly erected Town of Mimico, thence easterly following the northerly boundary of the said newly erected town to the north-easterly corner thereof, thence southerly following the easterly boundary of the said newly erected town to the southerly limit of the right of way of the Grand Trunk Railway, thence westerly along the southerly limit of the Grand Trunk Railway right of way to the centre line of Church Street, thence southerly along the centre line of Church Street to Lake Ontario, thence westerly along the shore of Lake Ontario to the present boundary line, between the Village of Mimico and the Village of New Toronto, thence northerly following along the said last-mentioned boundary line to the point of commencement.

4.—(1) The council of the said town shall be composed of a mayor, who shall be the head thereof, a reeve, as many deputy reeves as the town is entitled to, and three councillors to be elected by general vote, subject, however, to the number of councillors being changed at any time under the provisions of *The Municipal Act* then in force. Council—how composed.

(2) The present reeve of the said village shall be the mayor of the said town, and the present deputy reeve and councillors of the said village shall be the reeve and councillors of the said town, upon and from the incorporation thereof, and shall hold office until the election of their successors and shall exercise all the rights and powers and perform all the duties pertaining to the office of mayor, reeve and councillors respectively of the town, and in the event of the death, resignation or disqualification of the said mayor or any of the said councillors the vacancies so caused shall be filled in the manner provided in *The Municipal Act*. Present reeve and councillors to continue in office.

(3) The said council shall hold an election for the election of a mayor, a reeve, a deputy reeve and councillors as soon as may be after the first day of May, 1917, First election.
and

and the mayor, reeve, deputy reeve and councillors elected at such election shall hold office until their successors are elected.

Town to stand in place of village.

5.—(1) The Corporation of the Town of Mimico shall in all matters whatsoever stand and be in the place and stead of the Corporation of the Village of Mimico, and all property and interests in property of every kind and all assets and effects, taxes, rates, dues, revenues, rights, contracts, obligations and income now belonging to, or accruing due to, or which may be assessed for by the said village, shall pass and belong to and be the property, assets, effects, taxes, rates, dues, revenues, rights, contracts and obligations of the Corporation of the Town of Mimico; and the said town shall have and may exercise in its own name all the powers, rights and remedies which the Corporation of the Village of Mimico had for the protection of the aforesaid property and the collection of the revenues of every kind and to assess for, demand, collect, sue for, recover and receive the same in like manner as the said village could have done, and the said town shall assume and hereby assumes all contracts, bills, debentures, debts and liabilities of any and every kind contracted, made, issued or incurred by the said village, due or accruing due or for which the said village but for the passing of this Act would have been liable and the same shall and may be enforced, sued for, collected and recovered from and against the Town of Mimico in like manner, as the same might have been enforced, sued for, collected and recovered, as against the Village of Mimico; and all acts, matters and things whatsoever which might lawfully have been done by the Village of Mimico shall and may lawfully be done by the Town of Mimico, and all suits, actions, works, matters and things begun or initiated by the said village may be carried on and completed by the said town in the name of the said town; the meaning and intention hereof being that in all matters and things the said town shall be substituted for and stand in the place and stead of the said village.

Acts relating to village to apply to town.

(2) Any Act passed by the Ontario Legislature relating to the Corporation of the Village of Mimico, including an Act intituled *An Act respecting the Village of Mimico and the Village of New Toronto*, 6 George V, chapter 80, shall apply to the Corporation of the Town of Mimico.

Officers and servants.

6. The officers and servants of the said Village of Mimico shall, until superseded in or removed from office by the council of the said Town of Mimico remain the officers and servants of the said town and the bonds now held by the Village of Mimico for the faithful performance of their duties shall continue to be in force against them and their sureties in

in favor of the said town to the same extent and with like effect as they are now liable to the village.

7. The provisions of *The Municipal Act* relating to matters consequent on the erection of a village into a town and all other provisions of *The Municipal Act*, and of all amendments made or to be made thereto relating to towns, shall apply to the Corporation of the Town of Mimico, except in so far as the same may be inconsistent with the provisions of this Act.

Application of certain provisions of Rev. Stat. c. 192.

8. The Town of Mimico shall be, remain and form part of the County of York for judicial purposes as provided for in respect of other towns in the province.

Judicial purposes.

(2) All the arrears of taxes due to the Corporation of the Village of Mimico for the years 1914 and 1915 not already collected by the County Treasurer of the County of York, shall be collected by the Municipal Council of the Corporation of the Town of Mimico, and the said council and the mayor, clerk, treasurer and other officers of the said corporation shall have and may exercise all the powers of the council and officers of a town under the provisions of *The Assessment Act* and *The Municipal Act* in that behalf.

Powers of officers.

9. The Act passed in the sixth year of the reign of His Majesty King George the Fifth, chapter 80, intituled *An Act respecting the Village of Mimico and the Village of New Toronto*, is hereby amended as follows:

6 Geo. V. c. 80. Amended.

(1) Subsection (1) of section 2, of the said Act is hereby amended by inserting the words "Stanley Avenue and Pigeon Avenue" immediately after the words "Superior Avenue" in the eighth line thereof.

(2) Section 5 of the said Act is hereby amended by adding thereto at the end thereof the words "Stanley Avenue and Pigeon Avenue."

(3) The amendments made by this section shall take effect and be deemed to have been in force as and from the time of the passing of the said Act.

When to take effect.

10.—(1) The Council of the Corporation of the Village of Mimico or the Council of the Corporation of the Town of Mimico may construct the waterworks system required by the report of the Provincial Board of Health, referred to in the preamble to this Act. The said waterworks system or any part thereof may be constructed as a local improvement pursuant to the provisions of *The Local Improvement Act*, and the said Act shall apply to the said works, except that

Construction of waterworks system.

that no petition or proceedings on the initiative or other proceedings for undertaking the said works, or any notice of the intention of the council to construct the said works shall be necessary, and it shall not be necessary to pass any construction by-law in respect of the said works.

Special
Assessment
by Stat.
193.

(2) Notwithstanding anything contained in *The Local Improvement Act* a sum of eighty cents per foot frontage shall be specially assessed upon the lands on each side of the street abutting directly on the work and shall be the owners' portion of the cost and the remainder of the cost thereof shall be the corporation's portion of the cost.

Confirmation
of
proceedings.

(3) All proceedings heretofore taken for the construction of the said waterworks system or any part thereof and all work heretofore executed or performed or partly executed or performed in or towards the construction of the said waterworks system or any part thereof are hereby declared to have been lawfully so undertaken and executed or performed and the same may be continued and completed under the provisions of *The Local Improvement Act* and the rights, obligations and liabilities of the Corporation of the Village of Mimico in, to, for or in respect of the same shall be the same as they would have been had this Act been passed before the construction of the said waterworks system was so undertaken.

Confirmation
of contracts
made.

(4) Any contract heretofore made or entered into and any debt or obligation heretofore incurred by the Corporation of the Village of Mimico for or in connection with the construction of the waterworks system mentioned in this section are validated and confirmed and declared to be valid and binding upon the said corporation and any other party thereto.

Temporary
loans.

(5) The council may borrow money by way of temporary loan or loans to meet the cost of the works pending the completion thereof. Such temporary loan or loans may be made and secured in any manner provided by *The Municipal Act*.

Debentures.

(6) The council may, from time to time, during the construction of the said system of waterworks or upon the completion thereof borrow money upon the credit of the corporation by the issue and sale or pledge of debentures under the provisions of *The Local Improvement Act* or of *The Municipal Act*, to pay for the cost of the said works, including any of the said works heretofore wholly or in part constructed.

When to
take effect.

(7) The foregoing provisions of this section shall take effect as of the 27th day of April, 1916.

(8) Any extension of the said system of waterworks ^{Extension of water-works.} may from time to time be made under the provisions of *The Local Improvement Act*, but the provisions of subsection (2) of this section shall apply to any such extension.

11.—(1) The Corporation of the Village of Mimico or the Corporation of the Town of Mimico and the Corporation of the Village of New Toronto may construct, maintain and operate an incinerator plant as a joint municipal work for the joint use of the said two corporations, upon such terms as may be agreed upon. ^{Construction of incinerator plant.}

(2) The cost of the said works and of operating the same shall be borne and paid by the said corporations in such shares as may be agreed. ^{How cost to be borne.}

(3) The said incinerator plant may be operated and managed by "The Union Sewerage Commission." ^{Management.}

(4) Each of the said corporations may from time to time borrow money by the issue and sale of debentures to pay its share of the cost of the said works. The provisions of *The Municipal Act* as to by-laws for creating debts shall apply to by-laws passed under the authority of this section, except that it shall not be necessary that the by-law be submitted to or receive the assent of the electors. The debentures shall be payable within fifteen years after the date of the issue thereof. ^{Borrowing powers.}

(5) Instead of the said corporations constructing an incinerator as a joint work, they may enter into an agreement for the joint use of any incinerator owned by the Corporation of the Village of New Toronto upon such terms as may be agreed upon. ^{Joint use of plant of New Toronto.}

12. The rate or rates required to be assessed and levied in each year on all the rateable property within the Municipality of the Village of Mimico or the Municipality of the Town of Mimico to pay for the said waterworks system or the said incinerator plant or any part thereof shall be excluded and not be taken into account in ascertaining the two cents in the dollar which may be assessed and levied in any year on the assessed value of the rateable property in the municipality as provided in section 297 of *The Municipal Act*. ^{Certain rates to be excluded in ascertaining limit of rates.}

CHAPTER 78.

An Act respecting the City of Niagara Falls and the Township of Stamford.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the City of Niagara Falls and the Corporation of the Township of Stamford have by their petition represented that the said municipalities for the purpose of furthering their industrial progress have requested His Majesty the King, acting by and through the Minister of Railways and Canals for Canada to deepen the Welland River from the point where the said Welland River joins the Welland Ship Canal to a point at or near lot number 211 in the said township of Stamford to the end that the said Welland River may be safely and readily navigated by ships using the said Welland Ship Canal; and whereas that effect might be given to the said request of the said City of Niagara Falls and the said Township of Stamford, it has been represented that it would be necessary for the said Minister of Railways and Canals to cause to be constructed a dam and lock at or near lot number 211 in the said Township of Stamford instead of at or near the Village of Port Robinson as originally designed, that the water in the Welland River may be so deepened by thereby raising the present level of the water in the Welland River to the same level as the water in the said Welland Ship Canal; and whereas the raising of the present level of the water in the Welland River as proposed by the construction of said lock and dam at or near lot number 211 in the Township of Stamford will cause certain lands along and adjacent to the said Welland River between the two points mentioned and which lands are situate in the neighbouring townships of Thorold, Crowland and Willoughby, respectively, as well as in the said Township of Stamford, to be flooded with water and the said Minister of Railways and Canals has made it a condition precedent to the granting of the request of the municipalities of the City of Niagara Falls and the Township of Stamford that the said City of Niagara Falls and the said Township of Stamford should agree to indemnify and save harmless His Majesty from any and all claims,
damages

damages, suits for damages and actions at law by reason of the flooding with water of any and all lands by reason of the construction of the said lock and dam at or near lot number 211 in the said Township of Stamford and that in view of the circumstances above mentioned the said Corporation of the City of Niagara Falls and the Township of Stamford have by their said petition prayed that they be granted power to acquire by gift or purchase or expropriation or otherwise the lands liable to be so flooded; and whereas the said corporations have by their said petition also prayed that a commission may be incorporated to stand possessed of said lands for and on behalf of the said corporations and to sell and convey such of the said lands as may not be required for any of the above purposes or may be desired for factory purposes; and whereas it is expedient to grant the prayer of the said petition as hereinafter set forth;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1.—(1) For the purposes hereinafter mentioned there shall be a commission of two persons, one of whom shall be the mayor for the time being of the City of Niagara Falls, the other of whom shall be the reeve for the time being of the Township of Stamford.

Establishment of Niagara Falls & Stamford Industrial Commission.

(2) The commission shall be a body corporate and politic under the name of "The Niagara Falls and Stamford Industrial Commission."

2.—(1) The said commission shall have power to acquire by gift, purchase, expropriation or otherwise any or all or any part of the lands on both sides of the Welland River between the point where the said Welland River joins the Welland Ship Canal and a point opposite said lot number 211 in the said Township of Stamford, which may be actually flooded with water or rendered unfit for use by reason of the raising of the level of the water in the Welland River because of the construction of the said lock and dam as herein provided.

Power to acquire or expropriate certain land.

(2) For the purpose of carrying into effect the objects mentioned in subsection 1 of this section the commission shall have and may exercise the powers conferred upon the corporation of a local municipality by Part XV of *The Municipal Act*, and the provisions of said Part XV shall apply to the commission and the commission shall have and may exercise the powers thereby conferred upon a municipal corporation or the council thereof.

Application of Part XV of Rev. Stat. c. 192.

How money
provided.

3.—(1) All moneys required for the general purposes of the commission and all moneys required to pay the cost of acquiring any or all or any part of the lands herein referred to or of any matter or thing authorized by and undertaken under the authority of this Act shall be provided by the City of Niagara Falls and the Township of Stamford in the proportion of three-fifths by the City of Niagara Falls and two-fifths by the Township of Stamford.

(2) All moneys realized by the commission from the sale of lands or otherwise shall be for the benefit of the said municipalities in the same respective proportions.

Borrowing
power of
councils.

4. The council of each of the said corporations may from time to time pass a by-law or by-laws authorizing the borrowing of money on the credit of the corporation at large by the issue and sale of debentures to pay the moneys required by the commission to defray the cost of acquiring, or of paying compensation for any or all or any part of the lands herein referred to.

(a) The council may include in the loan the estimated cost of the issue and sale of the debentures and any discount allowed to the purchasers;

(b) The debentures may run for a term not exceeding 30 years from the time the same are issued;

(c) The provisions of *The Municipal Act* relating to by-laws creating debts shall apply to a by-law passed under the authority of this section, except that it shall not be necessary that the by-law be submitted to or receive the assent of the electors if it is passed by a vote of three-fifths of all the members of the council.

Payment of
certain
money out
of current
revenue.

5. The council of each of the said corporations shall, save as provided in section 4, pay the moneys required by the commission which are not properly chargeable to the purchase of the said lands out of the current revenue of the corporation.

Payment
over of
money to
Commission.

6. The moneys required by the commission shall be provided and paid over to the commission from time to time on the application of the commission. The application may state the total sum required at the time of making such application and the portion thereof required from and payable by each of the said corporations. The application shall be in writing and sealed with the seal of the commission and signed by all the members thereof. A duplicate original of such application shall be delivered to the clerk of each corporation.

7. The sum stated in any such application when made, as payable by either of the said corporations, shall be a debt due by such corporation to the commission and may be recovered by the commission from such corporation by suit in any court of competent jurisdiction.

Sums required to be debt due from corporation.

8. The said corporations of the City of Niagara Falls and Township of Stamford are hereby empowered to enter into an agreement in writing with His Majesty the King, acting by and through the Minister of Railways and Canals for Canada, indemnifying His said Majesty from any and all claims, damages, suits for damages, actions at law and any other matter or thing by reason of the flooding with water of any and all lands by reason of the construction of a lock and dam in the Welland River at a location to be agreed upon by His Majesty and the said municipal corporations.

Power to indemnify Dominion Government from claims for damages by flooding.

9. This Act shall take effect and become operative only after the same shall have been submitted to and shall have received the favourable assent of the electors of the said municipalities entitled to vote on money by-laws.

Assent of electors required.

CHAPTER 79.

An Act respecting the City of Ottawa.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the City of Ottawa has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it has been shewn under the special circumstances of the case that it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to borrow money for certain purposes without assent of electors on 10-year debentures.

1. The council of the said corporation may provide by by-laws, to be passed without obtaining the assent thereto of the electors of the said city, for borrowing upon issues of debentures bearing interest at such rate or rates as the said council may determine, and repayable in twenty years from the date thereof, of sums of money not greater than next hereafter specified, for the specified purposes:

- (a) \$4,800 to provide for the cost of laying cross-conduits for underground wires on Rideau Street between Sussex and Waller Streets;
- (b) \$20,000 for the purpose of erecting and furnishing a detention home in the said city;
- (c) \$20,000 to provide for additional expenditures arising out of the construction of the new bridge across the Rideau River at the southerly terminus of Bank Street;
- (d) \$30,000 to provide for additional expenditures in connection with the construction of the new bridge across the Rideau Canal at Pretoria Avenue;

(e)

- (e) \$25,000 to provide for the cost of altering and improving the buildings of the By Ward Market.

2. The council of the said corporation may provide by by-laws, to be passed without obtaining the assent thereto of the electors of the said city, for borrowing upon issues of debentures, bearing interest at such rate or rates as the said council may determine, and payable in thirty years from the date thereof, of sums of money not greater than are next hereafter specified for the specified purposes:—

- (a) \$155,000 to provide for additional expenditures made and to be made upon the new water main distribution system in excess of the borrowing authorized by By-law Number 3902;

- (b) \$75,000 to complete the construction of the overland water supply system authorized by section 11, of chapter 63 of the Acts of 1915;

- (c) \$250,000 to provide for the cost of erecting and equipping a new Power House for developing power for water works purposes at the Queen Street pumping station.

3. For the repayment of the debt and interest represented by the debentures to be issued under the authority of the immediately preceding section hereof, there shall be annually raised by the said corporation during the currency of the said debentures, with the authority conferred upon the said corporation in and by the Act passed in the thirty-fifth year of the reign of Her late Majesty Queen Victoria, chaptered 80, and entitled *An Act for the Construction of Water Works for the City of Ottawa*, from the water rates, a sum sufficient to discharge the said debt and interest when and as the same shall respectively become due, such sum to be in addition to the money required to be raised to meet the charges of maintenance and the cost of renewals in connection with the said waterworks, and for the payment of the principal and interest of all debts heretofore authorized to be contracted against the said water rates, but if at any time the moneys accruing from the said water rates shall prove insufficient for the purposes aforesaid, then when and so often as the said deficiency shall occur, there shall be raised, levied and collected by the said corporation by a special rate upon the assessable property of the said corporation, according to the then last revised assessment roll thereof, a sum sufficient to make good such deficiency.

Raising yearly sum from water rates to meet debt and interest.

Expenditure
of \$40,000
on water
main distri-
bution
system.

4. The council of the said corporation may provide by by-law, to be passed without obtaining the assent of the electors thereto, for expending out of the money previously raised under the authority of section 4 (c) of chapter 63 of the Acts of 1915, a sum not exceeding \$40,000 upon the new water main distribution system.

Payment
of wages
and salaries
of employees
who enlist
for overseas
service.

5. The council of the said corporation may provide by by-law, to be passed without obtaining the assent thereto of the electors of the said city for paying out of its current annual revenues, in such manner as the said council shall determine, the whole or part of the salaries and wages of all officers, employees and workmen of the corporation who have enlisted, or who may hereafter enlist for overseas service during the present war.

Agreement
with Fire-
men's Bene-
volent Asso-
ciation
confirmed.

6. That certain agreement dated the ninth day of February, 1917, and made between the said corporation and the trustees of The Ottawa Firemen's Benevolent Association, set forth in Schedule "A" to this Act is hereby validated and confirmed.

Authority
to raise
under
Rev. Stat.
c. 123
cost of
certain
pavement.

7.—(1) The council of the said corporation may provide by by-law, to be passed under the provisions of *The Local Improvement Act*, for raising upon an issue of debentures the amount expended upon the construction of a new asphalt and wood block pavement on Dalhousie Street between Rideau Street and the northerly limit of George Street, notwithstanding that the estimated lifetime of the former asphalt pavement upon the said portion of the said street has not expired.

Corporation's
share.

(2) The corporation may assume and pay in each year out of its general funds all assessments which remain to be raised by the special local improvement rate levied against the lots abutting on Dalhousie Street between Rideau and George Streets under the provisions of By-law Number 2657.

Construction
of pavement
on Sussex St.
as local im-
provement.

8.—(1) The council of the corporation may provide by by-law, to be passed under the provisions of *The Local Improvement Act*, for the construction of a new permanent pavement on Sussex Street between Rideau and St. Patrick Streets, notwithstanding that the estimated lifetime of the existing pavements on that part of Sussex Street has not yet expired.

Corpora-
tion's share.

(2) The corporation may assume and pay annually out of its general funds all assessments which remain to be raised under the provisions of Local Improvement By-laws Num-

bers 1983 and 2195 for the payment of the ratepayers' share of the cost of paving with asphalt the said part of Sussex Street.

9. The council of the said corporation may provide by by-law, to be passed without obtaining the assent of the electors thereto, for borrowing, upon an issue of debentures bearing interest at such rate as the said council may determine, and payable within fifteen years from the date thereof, the sum of \$10,000 to provide for the cost of relaying and widening the pavement on the south side of Somerset Street between Bell and Booth Streets, in connection with the proposed widening of the said Street.

10.—(1) Those certain agreements set out in Schedules "B," "C" and "D" to this Act, made between the Corporation of the one part, and of the other part, the Ottawa Public School Board, the Collegiate Institute Board of the City of Ottawa, and the Ottawa Hydro-Electric Power Commission, respectively, are hereby confirmed, and declared to be legal, valid and binding upon the parties thereto.

(2) In the year 1917 and annually thereafter, the treasurer of the corporation shall prepare and lay before the council, previous to the striking of the annual rate, a statement in writing, showing:—

(a) The total amount, on December 31st of the year preceding, in cash or otherwise, at the credit of the sinking funds of the corporation, classified as follows: First, all sinking funds established for the payment of debentures issued for public school purposes; Second, all sinking funds established for the payment of debentures issued for Collegiate Institute purposes; Third, all sinking funds established for the payment of debentures issued for electric light or power purposes, which are to be paid out of the earnings of the Ottawa Hydro-Electric Power Commission; and Fourth, all other sinking funds of the Corporation;

(b) The total amount that would, at such date, have been at the credit of all sinking funds of each of the specified classes, if all the specific sums required by law to be raised and paid annually into such funds had been raised and paid therein, on the times and in the manner provided in the by-laws under which such funds were established, and if each such sinking fund had earned interest up to such date at the rate estimated in such by-law.

(3)

Statement
prepared in
duplicate.

(3) Every such statement shall be prepared in duplicate, and shall be subscribed to by the treasurer of the corporation, who shall make affidavit as to its accuracy, and one copy thereof shall be by him transmitted to the Secretary of the Bureau of Industries, within one month after the making thereof, and should the treasurer fail to do so, he shall incur a penalty not exceeding twenty-five dollars (\$25.00.)

Penalty.

Application
of surplus
money.

(4) If by reason of the sinking funds, or any of them, having earned interest at a higher rate than that estimated, or if from any other cause, the total amount at the credit of all the sinking funds, as shown by the statement prepared as provided by clause "a" of subsection (2) of this section, exceeds the total amount as shown by the statement prepared as provided by clause "b" thereof, by an amount greater than five per cent. of the total of such last-mentioned statement, then whenever and so often as such excess earnings shall exceed such percentage, the corporation, notwithstanding any provisions of *The Municipal Act*, or of any other Act of the Legislature, may provide by by-law, to be passed without obtaining the assent of the electors thereto, for applying such balance or excess for making payment of any sums required by law to be raised under any debenture by-law of the corporation for interest or sinking fund, provided that the surplus earnings of any one class of debentures shall not be appropriated or used for making payments to be raised or paid under any other of such classes of debentures, and provided further that the total amount of such surplus earnings that may be appropriated for such purposes in the year 1917, shall not exceed altogether the sum of \$100,000, nor in any year thereafter an amount greater than the excess earnings which have accrued during the next preceding year and the sum of \$25,000.

Power
to buy
in out-
standing
debentures
and issue
others.

11. Notwithstanding the provisions of *The Municipal Act*, or any other Act of this Legislature, the said Corporation may, during the continuance of the present war and for one year after peace has been established, buy in any of the corporation's debentures which were outstanding on the 31st December, 1916, and which had been previously sold in Great Britain, and may issue others payable at substantially the same time, or on the average at substantially the same time, as those bought in, and on such other terms and conditions as may be approved by the Ontario Railway and Municipal Board, and the said Board is hereby authorized to give such approval, and, for the purposes aforesaid, the said corporation may secure temporary loans from time to time for such amounts as may be required.

12. Chapter 63 of the Acts of the Legislature, passed in ^{5 Geo. V.} the year 1915, entitled *An Act respecting the City of Ot-* ^{c. 63, s. 1,} *tawa* is amended by inserting in the fourth line of clause (a) of section 1 of the said Act, next after the words "Landsdowne Park," the words "and for improving the grounds thereof."

13. The levy to be raised and collected annually for the payment of the principal and the interest of any debentures of the corporation, issued under the authority of subsection 4 of section 288 of *The Municipal Act*, need not be the same for each year, but, notwithstanding any provision contained in the said Act, may vary in amount so far as may be necessary to admit of such debentures being issued in denominations of \$500 and \$1,000. Issue of debentures in even amounts.

SCHEDULE "A."

Memorandum of agreement made in duplicate this ninth day of the month of February A.D. 1917,

Between:

John W. Graham, Chief of the Fire Brigade; John W. Bradley, Captain; Henry Wigmore, Captain; Samuel Blackler, Lieutenant; all of the Fire Brigade of the City of Ottawa; the Trustees and Managing Officers of the Ottawa Firemen's Benevolent Association, and the said The Ottawa Firemen's Benevolent Association (hereinafter referred to as "The Association,") of the first part;

and

The Municipal Corporation of the City of Ottawa (hereinafter referred to as "The Corporation,") of the second part;

Whereas the Association has established a Superannuation and Benefit Fund for the purpose of providing for the payment of superannuation allowances to the members of the Fire Brigade of the City of Ottawa, on the retirement of such members from the said brigade, whether by reason of incapacity or through illness, disability or old age or otherwise, and for the payment of benefit allowances to such members for total or partial disability, and a schedule of payments to be made the said members, in the manner, to the amounts and upon the conditions provided by the by-laws of the Association;

And whereas the Association has requested the Corporation to contribute annually to the funds of the Association for a period of ten (10) years from the first day of January, 1917, the sum of four thousand dollars (\$4,000);

And whereas the Corporation has agreed to contribute the said sum of \$4,000 annually to the said fund for a period of ten years upon the conditions and subject to the terms hereinafter set out:

Now therefore, this agreement witnesseth that:

1. The Corporation will contribute and pay over to the Board of Trustees of the Association by way of aid to its Superannuation and Benefit

Benefit Fund annually the sum of four thousand dollars, for a period of ten years from and after the first day of January, 1917.

2. The said trustees as well on behalf of themselves as on behalf of their successors in office and the Association in consideration of the said grant to be made by the Corporation, do hereby covenant and agree with the Corporation and its successors as follows:—

(a) Whenever and so often as any member of the Association or any member of the family of such member or any one dependent upon him ("member of the family" and "dependent" having the meanings respectively attached to such words in Section 2 of *The Workmen's Compensation Act*) shall recover or be awarded any sum of money payable by the Corporation under the provisions of *The Workmen's Compensation Act* or under the provisions of any Act or Acts amending the same, or under any Act or Acts hereafter passed either wholly or in part in substitution thereof, as compensation for any accident, then, whenever, so often and in like manner as such compensation shall become payable by the Corporation to such person or persons, the Association will pay over to the Corporation to be applied either wholly or in part towards the payment of such compensation, such sum as would otherwise be payable to such person or persons out of the said fund as an accident, disability or death claim in accordance with the By-laws of the Association;

(b) They will provide by By-law of the said Association, that every member thereof, and the family, dependents, executors, administrators and assigns of every such member, who shall recover compensation against the Corporation under the provisions of *The Workmen's Compensation Act*, or under the provision of any Act or Acts amending the same or under any Act or Acts hereafter passed either wholly or in part in substitution thereof, by reason of any accident, including death, arising out of and in the course of the employment of such member, shall and each and every of them shall thereupon forfeit all right and claim which he or they otherwise might or would have against the said Association and against the funds thereof by reason of such accident.

In witness whereof the parties of the first part have hereunto set their hands and seals, and the Corporation of the City of Ottawa has hereunto affixed its corporate seal.

Signed, sealed and delivered,
in the presence of:

FRANK B. PROCTOR.

J. W. GRAHAM.	Seal.
J. M. BRADLEY.	Seal.
H. WIGMORE.	Seal.
SAMUEL BLACKLER.	Seal.

The Corporation of the City of Ottawa.

HAROLD FISHER, *Mayor*.
NORMAN H. H. LETT, *Clerk*.

Seal.

SCHEDULE "B."

Copy of Memorandum of Agreement

Between:

The Public School Board of the City of Ottawa

and

The Corporation of the City of Ottawa.

It is agreed that the amount of sinking funds held by the corporation in connection with debentures of the Public School Board as of the thirty-first day of December, A.D. 1916, was made up as follows:

Sinking fund called for by debentures as estimated by T. Bradshaw	\$233,751 99
Share of surplus earnings of sinking fund as agreed upon by the parties hereto	29,400 00
	<hr/>
	\$263,151 99

It is agreed that the amount of the said sinking fund is held by the corporation in the following form:

Debentures of the Corporation of the City of Ottawa issued under the By-law numbers given:

By-law 3975	\$8,000 00
Interest on same to Dec. 31st, 1916	40 04
By-law 4313	1,295 05
Interest	2 30
By-law 4314	647 52
Interest	1 15
By-law 1901	10,000 00
Interest	84 38
By-law 1990	12,500 00
Interest	107 87
By-law 3975	40,337 77
Interest	235 93
By-law 4291	3,252 57
Interest	34 29
Bonds, Dominion Government War Loan, payable 1931	150,500 00
Interest	1,896 71
Cash in bank	34,216 41
	<hr/>
	\$263,151 99

Dated at Ottawa this twelfth day of March, A.D. one thousand nine hundred and seventeen.

FOR THE CITY OF OTTAWA PUBLIC SCHOOL BOARD.
(Signed) CRAWFORD ROSS, *Secy.-Treas.*

(Seal.)

THE CORPORATION OF THE CITY OF OTTAWA.
(Signed) HAROLD FISHER, *Mayor*,
NORMAN H. H. LETT, *Clerk*.

(Seal.)

SCHEDULE "C."

Memorandum of Agreement

Between:

The Ottawa Collegiate Institute Board

and

The Corporation of the City of Ottawa.

It is agreed that the sinking funds of the Collegiate Institute Board held by the Corporation of the City of Ottawa as of the thirty-first day of December, A.D. 1916, are made up as follows:

Sinking fund called for by debentures as estimated by T. Bradshaw	\$73,724 45
Share of surplus earnings of sinking fund as agreed upon by the parties hereto	10,500 00
	<hr/>
	\$84,224 45

It is agreed that the said sinking funds are held by the corporation in the following form:

Bonds, Dominion Government, War Loan payable 1931	\$71,000 00
Interest to Dec. 31st, 1916	894 00
Cash in bank	12,329 66
	<hr/>
	\$84,224 45

Dated at Ottawa this 12th day of March, A.D. one thousand nine hundred and seventeen.

OTTAWA COLLEGIATE INSTITUTE BOARD.

(Signed) D. B. McTAVISH, *Chairman*.(Signed) CECIL BETHUNE, *Sec.-Treas.*

(Seal)

THE CORPORATION OF THE CITY OF OTTAWA.

(Signed) HAROLD FISHER, *Mayor*.NORMAN H. H. LETT, *Clerk*

(Seal)

SCHEDULE "D."

Memorandum of Agreement.

Between:

The Hydro-Electric Commission of Ottawa

and

The Corporation of the City of Ottawa.

It is agreed that the sinking fund of the Hydro-Electric Commission of Ottawa held by the corporation of the City of Ottawa as of the thirty-first day of December, 1916, was \$114,201.16:

It is agreed that the amount of the said sinking fund is held by the corporation in the following form:

Debentures

Debentures of the corporation of the City of Ottawa issued under the by-law numbers given:

By-law 3975	\$45,000 00
Interest to Dec. 31st, 1916.....	263 22
By-law 2605	4,866 66
Interest	109 80
Ottawa Collegiate Institute By-law number 4291	6,505 14
Interest	68 60
By-law 3581	106 66
Interest	2 38
Bonds, Dominion Government War Loan 1931..	56,000 00
Interest	689 72
Cash in bank	588 98

\$114,201 16

Dated at Ottawa this 10th day of March, A.D. one thousand nine hundred and seventeen.

(Signed) J. A. ELLIS, *Chairman*.
OTTAWA HYDRO-ELECTRIC COMMISSION.

THE CORPORATION OF THE CITY OF OTTAWA.
(Signed) HAROLD FISHER, *Mayor*.
- NORMAN H. H. LETT, *Clerk*.

(Seal)

CHAPTER 80.

An Act to vest certain lands in the Corporation of the Town of Paris.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the Town of Paris have by their petition represented that one Robert Rosebrugh, who at the time owned ninety-two acres consisting of part of lots twelve and thirteen in the First Concession of the Township of Brantford, but which had theretofore been incorporated as a part of the Town of Paris, did on or about the 23rd day of March, 1859, subdivide the same into lots and did register a map or plan thereof in the Registry Office for the County of Brant, whereon a parcel of land on the south side of Main Street situate between lots four and seven on the south side of Main Street having a frontage on Main Street of two chains and a depth of two chains twenty-four links was shown and marked "Market Square," that according to the best information which the said petitioners have been able to obtain, the said Robert Rosebrugh intended the said parcel to be a gift to the said town and to dedicate the same to the said town to be used as a market place, but that so far as such information goes it cannot be learned that any further act by deed or otherwise was ever done by the said Robert Rosebrugh with regard to the said parcel; that although the said parcel of land was never used as a market place the said corporation has always treated it as public property belonging to the municipality and has exercised acts of ownership over it by the erection and maintenance of a firehall and in other ways; and the said lands have never been since the registration of said plan entered on the assessment roll; that the said corporation having now no further use for the said lands for municipal purposes desires to dispose of the same and for that purpose has by its petition prayed that an Act be passed vesting the said parcel of land in the said corporation and that it be authorized to sell and dispose of the same whenever it may see fit so to do; and whereas it has been shown by statutory declarations that the said corporation

poration has notified all the heirs of the said Robert Rosebrugh whose addresses could be ascertained of the intention of the corporation to apply for this Act; and whereas no one has appeared in opposition to the prayer of the said petition; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The parcel of land situate on the south side of Main Street in the Town of Paris, between lots four and seven and marked "Market Square" according to the plan dated the 23rd day of March, 1859, and registered in the Registry Office for the County of Brant is hereby vested in the Corporation of the Town of Paris, its successors and assigns, freed and discharged from any right, estate or interest in the said lands of the said Robert Rosebrugh and anyone claiming under him.

2. The said Corporation of the Town of Paris is hereby authorized to retain the said lands for its own use or to sell and dispose of the same as the said corporation may see fit.

3. The Registrar of the Registry Division of the County of Brant within which the said lands are situate is hereby authorized to open an abstract for the said lands describing them as the "Market Square on the south side of Main Street."

CHAPTER 81.

An Act respecting the Township of Pelee.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Township of Pelee, in the County of Essex, has by its petition represented that the Township of Pelee consists of the Island of Pelee, situate in Lake Erie, distant from the mainland about ten miles at its nearest point; that owing to the isolation of the said island and the dangers of navigation in communicating with the mainland during the greater part of the year, and the infrequent service even during the most favourable summer season, it is difficult for the residents of the island to obtain medical assistance, and in emergencies it is at all times impossible to quickly obtain medical assistance from the mainland, in consequence of which the health and lives of the inhabitants are endangered; and that the population of the said island is about eight hundred persons and no practitioner qualified to practise medicine within Ontario has ever permanently taken up his residence on the island and practised his profession; and that the chief difficulty in inducing a physician to permanently locate and practise his profession upon the island is because of the fact that there is no convenient residence and office available and the residents of the island have had to be content with the occasional services of young, unmarried physicians who have located on the island and remained only for short periods of time; and that a very largely signed petition of the ratepayers of the island has been presented, asking the council of the township to erect a residence and office for the use of a physician and his family; and that in connection with the erection of such residence and office, other much needed offices could be added to the building at a comparatively small extra cost, for the use of a bank, customs and telephone system, the rental from which would materially lighten the burden of the cost of the whole construction; and whereas by the last will and testament of William McCormick, deceased, late of the said township, dated the 20th day of July, 1839, as interpreted by a judgment of the High Court of Justice, dated the 27th day of May, 1893, the Public School Board of the Township of Pelee became possessed of certain lands and premises in the

Township

Township of Pelee, in trust for school purposes on the island; that by the Act passed in the 63rd year of the reign of Her late Majesty Queen Victoria, chaptered 84, the said public school board was empowered to sell and dispose of and did sell and dispose of the said lands, and was required to invest the moneys realized from their sale and to apply the interest for school purposes; that in accordance with the provisions of that statute the said public school board has since that time kept the funds invested from time to time and have applied the interest derived therefrom to school purposes; and that the said trust funds amount to the sum of \$2,617.31. the income from which after paying the cost of management is small; and that the public school board is in urgent need of funds for the erection of school houses and for other school purposes; and that the ratepayers have by a largely signed petition presented to the said council, petitioned the council to apply for power to permit the use of the said trust funds in the construction of a school house and for other public school purposes by the public school board, there being now no power to apply the capital of the fund for such purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Township of Pelee is hereby authorized and empowered to acquire by purchase, lease or otherwise, as the council may see fit, the necessary lands in the said township, and to erect thereon a building for the use of a physician as a residence and office, and to build in connection therewith such additions as may afford office room for a bank, customs, telephone system and other like offices, or for the public service of the residents of the island.

Authority
to acquire
land and
erect
physician's
residence,
bank, cus-
toms office,
etc.

2. The cost of the acquiring of the said land and of erecting the said building and additions shall not exceed in the aggregate the sum of ten thousand dollars.

Limit of
expenditure

3. For the purpose of defraying the cost of acquiring the said lands, and of erecting the said building and additions the council may borrow upon the credit of the municipality a sum sufficient therefor up to the sum of ten thousand dollars by the issue of debentures of the corporation in sums of not less than one hundred dollars each, payable within fifteen years from the date of such debentures, with interest at such rate and payable in such manner as the council may by by-law authorizing the said issue determine.

Borrowing
powers.

Lease of
residence.

4. Upon the completion of such building the council of the municipality may from time to time, as occasion may require, lease the same as a residence and office for a physician and his family, upon such terms and for such periods as the council may determine.

Lease of
additions.

5. In the event of the municipality providing other offices by the erection of additions to the said building as aforesaid, the council of the municipality may from time to time lease the same upon such terms, for such periods, and upon such conditions as the council may determine.

Maintenance
of buildings.

6. The council of the municipality shall maintain the said building and additions, and may from time to time make such alterations and additions thereto as may seem necessary, and may provide such services in connection with the said building as the council may deem fit, but the cost thereof shall be paid out of the revenues of the township, but this restriction shall not prevent the council of the township from levying a special rate for such purpose in any year when it is deemed expedient so to do.

Sale of
buildings.

7. When in the opinion of the municipality such building or its additions or either of them shall no longer be necessary to be retained by the said municipality, the council of the municipality may dispose thereof in such manner and upon such conditions as may be deemed proper.

Public
School
Board
authorized
to use cer-
tain funds
for erecting
school
houses.

8. The Public School Board of the Township of Pelee is hereby authorized and empowered to make use of and expend the funds known as the McCormick School Trust Funds for the purpose of erecting, repairing, and maintaining school houses, and for other school purposes, on the Island of Pelee, freed and discharged from any special trust and in the same manner as if such funds were derived from the ordinary revenues of the public school section.

CHAPTER 82.

An Act respecting the Town of Penetanguishene.

*Assented to 12th April, 1917.***W**HEREAS the Municipal Corporation of the Town of Preamble.

Penetanguishene has, by its petition, represented that it has incurred a floating indebtedness of \$15,000, made up as follows:—\$11,000 for sundry extensions made to the waterworks system of the town during the years 1912, 1913, 1914, 1915, and 1916; \$635 for recruiting expenses and supplies to recruits for overseas service; \$600 for a team of horses and harness therefor, purchased for fire brigade, and for town work; \$1,903 for necessary expenditures upon streets and sidewalks of the town in excess of the levies made therefor during the years 1913 and 1914; and \$862 on account of interest during the years 1913 and 1914, in excess of the levies made therefor in the said years; that the amount of the rateable property of the said town is \$1,113,818, and that the amount of the existing debenture debt of the said town is \$198,472.51, of which the following are the particulars:—Original water-works' construction, \$26,000.00 (on account of which a sinking fund now amounting to \$15,271.76, is on hand and invested); electric light and power, \$24,027.35; electric pump and appliances, \$4,184.96; water reservoir and connections, \$13,044.57; water meters, \$733.50; cement walks, \$9,690.62; sewers, \$12,978.74; parks, \$1,097.20; Township of Tiny railway debenture debt, \$3,656.54; consolidated debt, \$21,247.65; Firstbrook Box Company bonus, \$8,894.12; Stove Foundry bonus, \$19,857.07; Stove Foundry loan, \$21,347.61; Public School, \$12,510.23, and High School, \$19,182.35; and whereas the said corporation, by its petition, has further represented that to liquidate the said floating indebtedness forthwith, in addition to meeting the ordinary necessary annual expenses of the municipality, would be unduly oppressive to the ratepayers, and has prayed that authority be given to borrow \$15,000 to pay off the said floating debt; and whereas it is expedient to grant the prayer of the said petition;

Therefore

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Floating
debt con-
solidated at
\$15,000.

1. The floating debt of the Corporation of the Town of Penetanguishene is consolidated at the sum of \$15,000, and the said corporation may borrow by a special issue of debentures a sum not exceeding \$15,000 for the purpose of paying the said floating debt.

Term of
debentures
and interest.

2. The said debentures shall be made payable in not more than fifteen years from the date of issue thereof, and shall bear interest at a rate not exceeding 5 per cent. per annum, and may be issued either with or without coupons attached thereto for interest, and shall be payable at such place or places as the corporation may deem expedient.

Equal
annual
instalments
of principal
and interest.

3. The said debentures shall be payable in equal annual instalments of principal and interest, in such manner and of such amounts that the amount payable for principal and interest in any year shall be equal as nearly as may be to what is payable for principal and interest during each of the other years of the period within which the said debts are to be discharged.

Special
rate.

4. The said corporation shall levy in each year during the period within which the said debt is payable, in addition to all other rates, a special rate sufficient to produce and pay the annual instalments of principal and interest falling due upon the said debentures.

Application
of proceeds
of debentures.

5. The debentures and all moneys arising from the sale thereof under section 1 shall be applied in payment of the said floating debt and for no other purpose.

Assent of
electors not
required.

6. It shall not be necessary to obtain the assent of the electors or ratepayers of the Town of Penetanguishene to the passing of any by-law which shall be passed under the authority of this Act, or to observe the formalities in relation thereto prescribed by *The Municipal Act*.

Irregularity
in form not
to invalidate
debentures.

7. No irregularity in the form of the said debentures or any of them, or of any by-law authorizing the issue thereof shall render the same invalid or illegal, or be allowed as a defence to any action brought against the said corporation for the recovery of the said debentures or interest or any part thereof; and the purchaser or holder thereof shall not be bound to enquire as to the necessity of passing such by-law

or issuing debentures, or as to the application of the proceeds thereof.

8. It shall be the duty of the treasurer, for the time being, of the said town, to keep, and it shall be the duty of each of the members, from time to time, of the said municipal council, to procure such treasurer to keep, and see that he does keep, a proper book of account, setting forth a full and particular statement, so that the same shall at all times show the number of debentures which from time to time shall be issued under the powers conferred by the preceding sections, and the respective amounts, payment of which is thereby secured, and the times at which the said debentures shall respectively become due and payable, and the several amounts which shall, from time to time, be realized from the sales or negotiations of the said debentures, and the application which shall, from time to time, be made of the said amounts; and the said book of account and statement shall at all times, and at all reasonable hours, be open to the inspection of any ratepayer of the said town, and of any of the holders, from time to time, of the debentures which shall be issued under the powers hereby conferred, or any of such debentures.

Treasurer
to keep
proper books
of account.

CHAPTER 83.

An Act respecting the City of Peterborough.

Assented to 12th April, 1917.

Preamble.

WHEREAS, the Corporation of the City of Peterborough has by petition represented that it is deemed necessary to make provision for the purchase of motor driven fire apparatus for the purposes of the said corporation, and desires that authority be given to the said council to purchase such, with the necessary equipment, and to issue debentures therefor without the assent of the electors, to an amount not exceeding \$10,000.00; that by section 9 of chapter 82 of the Statutes of Ontario, passed in the year 1907, provision was made for the collection of special rates mentioned therein, fixed by the Water Commissioners of the City of Peterborough, to meet the cost of the laying of water mains in the said city, in the same manner and by the same process as arrears of taxes, but this form of collection has caused delay in such collection of rates, and it was considered expedient that provision should be made that such rates should be collected in the same manner as taxes, whether in arrear or not, as soon as the said special rates fall due and are payable, and that this may be done it is necessary that said section 9 should be amended to make provision for the more expeditious collection of the said special rates; that the Peterborough Radial Railway Company has in operation a street railway in the City of Peterborough, and in the event of the purchase of the same by the Corporation of the City of Peterborough, it is considered expedient and in the interests of the corporation that, notwithstanding that the plant, property, business and assets of the said company may be vested in the said corporation, the management and control thereof, with power to maintain, operate, extend and renew the same, should be vested in the Peterborough Utilities Commission, and that the same should be, when acquired, a public utility within the meaning of *The Public Utilities Act*, and that section 3 of chapter 65 of the statutes passed in the year 1915 shall apply to the said railway and the Peterborough Utilities Commission and their duties, authorities and powers in connection with the same, and that

said

said commission, with the assent of the council, shall have authority to borrow money for the purposes of the said railway, and should also have such powers in connection with the management and maintenance of the same as the council might by by-law or by-laws confer; that the said council, without the assent of the electors, should be given authority to borrow \$10,000.00 to be authorized by by-law or by-laws, in addition to such amounts as were already authorized for that purpose, to pay and satisfy the amount of the award, costs and expenses created or incurred by reason of the arbitration between the City of Peterborough and the Peterborough Light and Power Company, Limited, and the litigation resulting therefrom, and also the cost of the purchase of the property of the Peterborough Light and Power Company, Limited, outside the City of Peterborough, which formed part of the plant of the said company when the same was in operation by the said company, and to authorize the issue of debentures of the corporation therefor, and that the provisions of section 31 of *The Public Utilities Act* should apply to such debentures; providing, however, that such by-law or by-laws shall have no effect until approved by the Hydro-Electric Commission of Ontario; and whereas the amount of the rateable property of the municipality is the sum of \$11,564,330.00 and the existing debenture debt, exclusive of local improvement debts payable by local special rates is the sum of \$1,928,350.59, of which the following are the particulars: waterworks, \$600,000.00; electric lighting, and power plant, \$120,000.00; local improvements, \$344,375.28; public schools, \$253,650.00; collegiate institute, \$73,225.31; Protestant Home, \$10,000.00; general city debentures, \$527,100.00; and there is in the hands of the City Trust Commission the sum of \$520,940.03, as a sinking fund in respect of the said debentures; and whereas it is expedient to grant the prayer of the said petitioners;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. It shall be lawful for the Corporation of the City of Peterborough, without the assent of the electors, to purchase motor-driven fire apparatus, with the necessary equipment, to an amount not exceeding \$10,000.00 and to pay for the same by the issue and sale of debentures of the said corporation, which said debentures, if issued, shall be payable within ten years from the date of the issue thereof, and shall bear such rate of interest as the said council may determine.

Power to
borrow
\$10,000 for
motor fire
apparatus.

2. Section 9 of chapter 82 of the Acts passed in the seventh year of the reign of His late Majesty King Edward VII is amended.

7 Edw. VII,
c. 82, s. 9

amended

amended by adding the words "added to the collector's roll against the lands charged therewith and be," between the words "be" and "collected," in the eighth line of said section, and by striking out the words "arrears of," in the ninth line of said section and by adding to said section the words following, "or such special rates, and said interest together with the costs of action, may be recovered and collected by the Peterborough Utilities Commission from the owner of the land against which said special rate is charged, by action in the First Division Court of the County of Peterborough, in the same manner and by the same process as a claim by a creditor against a debtor may be recovered and collected in said court."

Utilities
Commission
to have
control of
Peter-
borough
Radial
Railway
when ac-
quired.

3. The Peterborough Utilities Commission shall have the control and management of the plant, property, business and assets of the Peterborough Radial Railway Company, in the event of the same being acquired by the Corporation of the City of Peterborough, notwithstanding that the same may be vested in the said corporation under the provisions and authority of section 6 of chapter 18 of the statutes passed in the year 1916, or any other statute, by-law or agreement and shall have power to maintain, operate, extend and renew the same, and the said railway and the plant, property, business and assets of the same shall be a public utility when so acquired, within the meaning of *The Public Utilities Act* and the provisions of said Act, and of section 3 of chapter 65 of the Acts passed in the year 1915, shall apply to the said railway and the plant, property, business and assets thereof, when so acquired, and to the said commission, and the duties, authorities and powers of the said commission in connection with the same, and the said commission, with the assent of the council of the said corporation, shall have authority, without the assent of the ratepayers, to borrow money for the purposes of the railway and the expenses thereof, and the renewal, extension, maintenance, operation and control of the same, and shall have all other powers in connection with the management and maintenance of the same, as the council may by by-law or by-laws, passed from time to time, confer upon the said commission.

Power to
borrow
\$10,000 re
arbitration
with Peter-
borough
Light and
Power Co.

4. It shall be lawful for the said council of the said city, without obtaining the assent of the electors of the municipality, to pass a by-law or by-laws for the purpose of providing for the authorizing and obtaining of, on the credit of the municipality, such sum or sums, not exceeding \$10,000.00, in addition to such amounts already provided or authorized to be required or needed to satisfy the amount of the award, costs, expenses and disbursements created or in-

curred by reason of the arbitration between the City of Peterborough and the Peterborough Light and Power Company, Limited, and the litigation resulting therefrom, and also the cost of the purchase of such property of the Peterborough Light and Power Company, Limited, as was a part of the plant of the said company outside the said city and adjacent thereto, and to authorize the issue of debentures of the corporation therefor, and the provision of section 31 of *The Public Utilities Act* shall apply to the debentures issued therefor; provided that such by-law or by-laws for the borrowing of the above sum or sums shall not have any force or effect until the same has been approved by the Hydro-Electric Power Commission of Ontario.

CHAPTER 84.

An Act respecting the Town of Petrolia.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Municipal Corporation of the Town of Petrolia has, by its petition, represented that it has incurred a floating indebtedness of \$27,500, which indebtedness has accumulated through marked changes in conditions in the said municipality, which have occasioned increased expenditures and caused losses of revenue which increased the annual charges upon the municipality to an amount in excess of the annual levy from the assessed valuation of the municipality at the legal rate of twenty mills on the dollar, viz.: The excess expenditure upon debentures for the past five years, amounting to \$12,000; hospital grants, \$6,000; British Red Cross Fund, \$1,000; county rate, \$2,200; Fire Department equipment, \$700; money spent in getting new industries, \$1,000; extra repairs to waterworks, \$1,000. The losses of revenue for the year 1916 are as follows:— Loss from removal of license, \$1,000; loss from hotel property taxes, \$1,400; loss of revenue from waterworks, \$1,200; and whereas the debenture debt for said town, exclusive of local improvement debt, was \$232,960.74, of which no part of the principal is in arrear; and whereas the value of the rateable property of the said corporation for municipal purposes, according to the last revised assessment roll, is \$1,220,665, and the rate for municipal purposes for 1916 was twenty mills on the dollar; and whereas the payment forthwith of the said several sums, making together the sum of \$29,200, would, in addition to meeting the necessary annual expenditures of the corporation, be unduly burdensome and oppressive on the ratepayers of the said town; and whereas the debenture payments which fall due in the year 1917, and for several years thereafter, are unusually heavy and burdensome on the ratepayers, and the said corporation has prayed that authority be given to borrow \$30,000 to pay off said floating debt, and for authority to issue debentures

in each of the years 1917, 1918, 1919, 1920 and 1921, to an amount not exceeding in any of the said years the sum of \$5,000, or such lesser sum as may be found to be necessary for the purpose of equalizing the burden of the debenture payments which have to be met by the corporation in these years respectively; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The floating debt of the corporation of the Town of Petrolia is consolidated at the sum of \$27,500, and the said corporation may borrow by special issue of debentures a sum not exceeding \$27,500 for the purpose of paying said floating debt.

Floating debt consolidated at \$27,500.

2. The said debentures shall be made payable in not more than twenty years, and shall bear interest at such rate as such council shall see fit, and may be issued with or without coupons attached thereto for interest, and shall be payable at such place or places as the corporation may deem expedient.

Date of debentures, etc.

3. The said debentures shall be payable in equal annual instalments of principal and interest in such manner and of such amounts that the amount payable for principal and interest, in any year, shall be equal, as nearly as may be, to what is payable for principal and interest during each of the other years of the period within which the said debts are to be discharged.

Equal annual instalments of principal and interest.

4. The said corporation shall levy in each year during the period within which the said debt is payable, in addition to all other rates, a special rate sufficient to produce and pay the annual instalments of principal and interest falling due upon the said debentures.

Special rate.

5. The debentures and all other moneys arising therefrom shall be applied in payment of said floating debt and no other purpose.

Application of proceeds of debentures.

6. The said corporation may, upon obtaining an order of The Ontario Railway and Municipal Board authorizing the same, borrow by special issue of debentures in each or any of the years 1917, 1918, 1919, 1920 and 1921 a sum not exceeding \$5,000 for the purpose of equalizing the burden of debenture payments which have to be met by the corporation in these years respectively, and

Special issues of debentures in 1917 to 1921.

such

such debentures shall be made payable in not more than twenty years from the date of the respective issue of same, and shall be payable in the same instalments and be subject to the same terms as to interest and otherwise as are hereinbefore provided.

Assent of
Council not
required.

7. It shall not be necessary to obtain the assent of the rate-payers of the Town of Petrolia to the passage of any by-law which shall be passed under the authority of this Act or for the purpose of carrying out the same or to observe the formalities required by this Act or any amendment thereto.

Irregularity
of form not
to render
void.

8. No irregularity in the form of the said debentures, or any of them, or of any by-law authorizing the issue thereof, shall render the same invalid or illegal or be allowed as a defence to any action brought against the said corporation for the recovery of the said debentures or interest, or any part thereof, and the purchaser or holder thereof shall not be bound to inquire as to the necessity of passing such by-law or of issuing debentures or as to the application of the proceeds thereof.

Treasurer
to keep
proper
books of
account.

9. It shall be the duty of the treasurer, for the time being, of the said Town of Petrolia, to keep, and it shall be the duty of each of the members, from time to time, of the said municipal council to procure such treasurer to keep, and see that he does keep, a proper book of account, setting forth a full and particular statement, so that the same shall always show the number of debentures which, from time to time, shall be issued under the powers conferred by the preceding sections, and the respective amounts, payment of which is thereby secured, and the times at which the said debentures shall respectively become due and payable, and the several amounts which shall, from time to time, be realized from the sale or disposals of the said debentures, and the application which shall from time to time be made of the said amounts, and the said book of accounts and statement shall at all times, and at all reasonable hours, be open to the inspection of any of the holders, from time to time, of the debentures which shall be issued under the powers hereby conferred, or any of such debentures.

Audit of
books of
accounts,
etc.

10. The Provincial Municipal Auditor shall make an inspection, examination and audit of the books, accounts, vouchers and money of the municipal corporation of the Town of Petrolia in the hands of the treasurer and collector thereof for the year 1917, and thereafter for each year in and for which the Director of the Bureau of Municipal Affairs may deem such inspection, examination and audit to be necessary.

CHAPTER 85.

An Act respecting the City of Port Arthur.

Assented to 12th April, 1917.

WHEREAS the Corporation of the City of Port Arthur Preamble.
 has, by its petition, represented that the Grain Growers' Grain Company, Limited, The Saskatchewan Co-operative Elevator Company, Limited, and James Richardson & Sons, Limited, have each proposed to construct large grain elevators on certain lands in the City of Port Arthur; that the said works will mean the expenditure of a large amount of money in the city, the employment of a large number of men, and the contribution of a large amount of taxes; and that the city and the Board of Park Management of the city have entered into agreements with the said companies in connection therewith, as set out in Schedules "A," "B" and "C" respectively hereto; and prays that the said agreements may be validated; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Notwithstanding anything contained in any general or special Act to the contrary, the agreement dated the 29th day of May, 1916, made between The Corporation of the City of Port Arthur, and the Board of Park Management of the City of Port Arthur, and The Grain Growers' Grain Company, Limited, and the supplementary agreement between the same parties dated the 1st day of June, 1916, set out in Schedule "A" hereto, are hereby declared to be and to have always been, since the execution thereof, legal, valid and binding agreements upon the said city, the said Board of Park Management and the said The Grain Growers' Grain Company, Limited, and its successors and assigns respectively.

Agreement
with Grain
Growers' Co.
confirmed

Agreement
with Sas-
katchewan
Co-operative
Elevator Co.
confirmed.

2. Notwithstanding anything contained in any general or special Act to the contrary, the agreement dated the 29th day of May, 1916, made between the Corporation of the City of Port Arthur, and the Board of Park Management of the City of Port Arthur, and The Saskatchewan Co-operative Elevator Company, Limited, set out in Schedule "B" hereto, is hereby declared to be and to have always been, since the execution thereof, a legal, valid and binding agreement upon the said City, the said Board of Park Management and the said The Saskatchewan Co-operative Elevator Company, Limited, and its successors and assigns respectively.

Agreement
with James
Richardson
& Sons
confirmed.

3. Notwithstanding anything contained in any general or special Act to the contrary, the agreement dated the 27th day of November, 1916, made between the Corporation of the City of Port Arthur, and the Board of Park Management of the City of Port Arthur, and James Richardson & Sons, Limited, set out in Schedule "C" hereto, is hereby declared to be and to have always been, since the execution thereof, a legal, valid and binding agreement upon the said city, the said Board of Park Management and the said James Richardson & Sons, Limited, and their successors and assigns respectively.

Tax sales
and deeds
confirmed.

4. All sales of lands now situate within the limits of the City of Port Arthur, made prior to the 31st day of December, 1914, and which purported to have been made by the municipality in which same was then situate for arrears of taxes in respect of the lands so sold, are hereby validated and confirmed, and all deeds of the lands so sold, executed by the proper officers of the municipality in which same were then situate, purporting to convey the said lands so sold to the purchaser thereof, or his assigns, are hereby validated and confirmed, and shall be deemed to have had the effect of vesting the lands so sold and conveyed or purported to have been sold and conveyed, and the same are hereby vested in the purchaser, or his assigns, and his and their heirs and assigns, in fee simple, free from and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges and encumbrances thereon and dower therein, except taxes accrued since those for non-payment whereof the said lands were so sold.

Municipality
as pur-
chaser.

(2) This section shall extend and apply to cases where the municipality in which such lands were situate, or any one in trust for it or on its behalf, became the purchaser or grantee of any of such lands.

(3) Nothing in this section contained shall affect any Pending
 action, litigation or other proceeding now pending, but the litigation
 same may be proceeded with and finally adjudicated upon in not affected.
 the same manner and to the same extent as if this Act had
 not been passed.

5. This Act may be cited as *The Port Arthur Act, 1917*. Short title.

SCHEDULE "A."

Agreement made this twenty-ninth day of May, A.D. 1916.

Between:

The Corporation of the City of Port Arthur, hereinafter called
 "The City" of the first part;

The Board of Park Management of the City of Port Arthur,
 hereinafter called "The Park Board," of the second part;

The Grain Growers' Grain Company, Limited, hereinafter called
 "The Company," of the third part;

Whereas the company intends to erect a hospital grain elevator,
 and later a terminal grain elevator also, at Port Arthur, upon a
 portion of Water Lot 5P, as shewn on the annexed blue print;

And whereas to permit the erection and operation of said elevator
 it is necessary to construct certain tracks across the property of the
 city;

Now this agreement witnesseth that, in consideration of the pre-
 mises the parties hereto agree, the one with the other as follows:—

1. The company agrees to commence the erection of a hospital
 grain elevator upon the lands shewn coloured black upon the annexed
 blue print, marked "Proposed Elevator Site, Grain Growers' Grain
 Company, Limited," within one month from the date of this agree-
 ment, and to complete the said elevator at a cost of about \$175,000,
 and have same ready for operation not later than January 1st, 1917.

2. The city agrees to grant to the company the right to lay and
 operate tracks to serve the said proposed elevators for a period of
 ninety-nine (99) years from the date of this agreement, over two
 strips of land extending from the water line northerly to within 100
 feet of the city's railway reserve, as shewn coloured yellow on the
 attached blue print.

3. The city agrees to grant to the Canadian Pacific Railway Com-
 pany the right to lay and operate tracks to serve the said two
 proposed elevators for a period of ninety-nine (99) years from the
 date of this agreement, over two strips of land shewn coloured green
 on the attached blue print, and extending from the proposed yard
 trackage on the city's railway reserve down to the lands described
 in paragraph 2.

4. The city agrees to grant to the Canadian Northern Railway
 Company the right to lay and operate tracks to serve the said two
 proposed elevators for a period of ninety-nine (99) years from the
 date of this agreement over two strips of land shewn coloured red on
 the attached blue print, and extending from the proposed yard
 trackage on the city's railway reserve down to the lands described
 in paragraph 2.

5. It is understood that the location and operation of the said
 tracks shall be subject to the approval of the Dominion Board of
 Railway Commissioners, and also that provision shall be made to
 the satisfaction of all parties hereto for the leaving open of such
 roads

roads, streets and crossings, or right-of-way for water mains, sewers, high and low potential power lines, telephone lines and other municipal utilities as may be necessary to serve the said elevator, and such portions of the city's lands as lie between the said tracks, and also any other industries which may hereafter locate on lands and water lots in the vicinity of the site of said elevator.

6. The company will assist the city in so far as it can in making arrangements with the said railway companies and any other railway companies hereafter desiring such rights for serving any industries along said water front, and will, if necessary, allow any track or tracks or diamond to be built across the strip of land referred to in paragraph 2 hereof so as to permit the said railways and other railways reaching the water front to the east or to the west of its land.

7. The city agrees to give its consent to any application that may be made by the company for a quit claim deed from the Dominion Government covering the water lot upon which the said elevator is to be erected out to the harbour line, and will also assist in any way it can to have such dredging and breakwater protection provided by the Dominion Government as may be required by the company, as well as to have the harbour line removed further to the east.

8. The city agrees to reserve a strip of its land 75 feet in width, adjacent to the easterly boundary of the company's land, said land to be used as a joint slip to serve lands owned by the city and by the company, on the condition that the company will make similar reservation for similar purpose of a strip of its land 75 feet in width adjacent to the easterly boundary of its property.

9. The Parks Board hereby consents to the laying and operating of the tracks over the land referred to in paragraph 2, 3 and 4 hereof, and to all the terms of this agreement.

10. This agreement shall extend to and bind the successors and assigns of the parties hereto and any company or companies with which the company may hereafter amalgamate, and any agreements entered into with said railway companies shall extend to and bind their successors or assigns or any company or companies they may hereafter amalgamate with.

In witness whereof the parties hereto have signed these presents.

Signed, sealed and delivered,
in the presence of

(Signed)

D. J. COWAN, *Mayor.*

T. F. MILNE, *Clerk.*

FREDERICK URRY, *Chairman, Board of Parks Management.*

T. F. MILNE, *Secretary.*

The Grain Growers' Grain Co., Limited.

T. A. CREARER, *President.*

WM. MOFFAT, *Secretary.*

TO

THE GRAIN GROWERS' GRAIN COMPANY, LIMITED.

In consideration of The Grain Growers' Grain Company, Limited, purchasing the site herein referred to, and for the purpose of so inducing the company to so purchase same from F. E. Gibbs, the Corporation of the City of Port Arthur and the Board of Park Management

agement of the City of Port Arthur hereby acknowledge the correctness of and approve the survey of Water Lot 5P, in the Township of McIntyre, now in the City of Port Arthur, in the District of Thunder Bay, according to the Government survey of record in the office of Crown Lands, Toronto, as shewn on a plan made by E. R. Bingham, O.L.S., dated the 19th day of April, 1916, and also acknowledge that Frank Egerton Gibbs, in so far as the said city and the said board are respectively concerned, is the owner of in fee simple, free from encumbrances, of that portion of said Water Lot 5P, described as follows:—

Commencing at a point on the south-east boundary of said water lot, distant 2206.9 feet north-easterly from the south-west corner thereof; thence north-easterly along the said south-easterly boundary 600 feet; thence north-westerly at right angles to said south-east boundary to the north-west limit of said lot, which is also the water's edge; thence south-westerly along said north-west limit to a point distant 600 feet in a perpendicular direction from the north-easterly boundary of the land hereby described; thence south-easterly in a straight line, and always at a distance of 600 feet from the said north-easterly boundary to the place of commencement.

And the Corporation of the City of Port Arthur in consideration of the purchase of the said site by the said company hereby undertakes and agrees to apply for and obtain legislation at the next sittings of the Legislative Assembly of the Province of Ontario validating all sales of land now situate in the said city heretofore purporting to have been sold for arrears of taxes by any municipality then having jurisdiction in the form obtained by the City of Fort William, in 1911, or such other form as may be approved of by the company's solicitors and also validating this document and a certain other agreement between the parties and empowering the council of the said city and the parks board therein mentioned, to carry out the terms and provisions thereof and hereof.

And the said city and board also agree to assist the company in obtaining a patent or quit claim deed and grant from the Crown, both as represented by the Province of Ontario and the Dominion of Canada of water lot or lands covered by water, lying easterly of that portion of said Water Lot 5P, above described, and between the production south-easterly in a straight line of the north-easterly and south-westerly boundaries of the said portion of said Water Lot 5P, out to the proposed new harbour line; and also in obtaining a patent or quit claim deed and grant from the Crown as represented by the Dominion of Canada of that portion of said Water Lot 5P above described.

And also undertake and agree to execute all necessary consents and other assurances which may be required to enable the company to obtain such patent or quit claim deeds, and grant, or either, or both.

In witness whereof the Corporate Seal of the said City and the hands of its Mayor and Clerk, and the corporate Seal of the said Board and the hands of its chairman and secretary, this first day of June, 1916.

The Corporation of the City of Port Arthur.

(Signed)

Per D. J. COWAN, *Mayor*.
" T. F. MILNE, *Clerk*.

The Board of Park Management of the City of Port Arthur.

(Signed)

Per FREDERICK URRY, *Chairman*.
" T. F. MILNE, *Secretary*.

SCHEDULE "B."

Agreement made this twenty-ninth day of May, A.D. 1916,

Between:

The Corporation of the City of Port Arthur, hereinafter called "The City," of the first part;

The Saskatchewan Co-operative Elevator Company, hereinafter called "The Company," of the second part;

and

The Board of Parks Management of the City of Port Arthur, hereinafter called "The Park Board," of the third part:

Whereas the company intends to erect a terminal grain elevator at Port Arthur, upon a portion of Water Lot 5P, as shewn on the annexed blue print;

And whereas to permit the erection and operation of the said elevator it is necessary to construct certain tracks across the property of the city;

Now this agreement witnesseth that in consideration of the premises the parties hereto agree the one with the other as follows:—

1. The company agrees to commence the erection of a terminal grain elevator upon the lands shewn coloured black upon the annexed blue print, marked "Proposed Development of Water Front for Terminal Elevator Sites," and dated March 10th, 1916, within six months of the date of this agreement, and to complete the first unit of said elevator, costing about \$800,000, and have same ready for operation not later than the 30th of September, 1917.

2. The city agrees to grant to the company the right to lay and operate tracks to serve the said elevator for a period of ninety-nine (99) years from the date of this agreement, over a strip of land shewn coloured yellow on the blue print hereto annexed, said strip of land extending from the shore line boundary of the company's water lot north-westerly to a line parallel to the boundary line of the city's 100 feet railway reserve and distant 100 feet from the south-easterly boundary of said reserve.

3. The city agrees to grant to the Canadian Pacific Railway Company the right to lay and operate tracks to serve the said elevator, and any other industries that may operate along the said water-front, for a period of ninety-nine (99) years from the date of this agreement, over the land shewn coloured green on the blue print hereto annexed, including a strip of land 15 feet in width, extending from the Canadian Pacific Railway right-of-way across the city's 100 feet reserve and thence easterly to the land mentioned in the above section 2; also a strip of land 30 feet in width, and 1,600 feet in length along the said 100 feet reserve.

4. The city agrees to grant to the Canadian Northern Railway the right to lay and operate tracks to serve the said elevator, and any other industries along the said water-front for a period of ninety-nine (99) years from the date of this agreement, over the land shewn coloured red on the blue print hereto annexed, the said land including a strip of land 15 feet in width, extending from the present main line of the Canadian Northern Railway east to Current River, along the 100 feet reserve, and thence southerly to the land mentioned in the above section 2; also a strip of land 43 feet in width, and 2,200 feet in length, extending along the said 100 feet reserve.

5. It is understood that the location and operation of said tracks shall be subject to the approval of the Dominion Board of Railway Commissioners, and also that provision shall be made to the satis-

faction

faction of all parties hereto for the leaving open of such roads, streets and crossing, or right-of-way for water mains, sewers, high and low potential power lines, telephone lines and other municipal utilities as may be necessary to serve the said elevator, and such portion of city's lands as lie between the said tracks, and also any other industries which may hereafter locate on lands and water lots in the vicinity of the site of the said elevator.

6. The company will assist the city, in so far as it can, in making arrangements with the said railway companies and any other railway companies hereafter desiring such rights, for serving any industries along said water-front, and will, if necessary, allow any track or tracks or diamond to be built across the strip of land referred to in paragraph 2 hereof, so as to permit of said railway or other railways reaching the water-front to the east or west of its land.

7. The city agrees to give its consent to any application which may be made by the company for a quit claim deed from the Dominion Government covering the water lot upon which the said elevator is to be erected out to the harbour line, and also will assist in any way it can to have such dredging and breakwater protection provided by the Dominion Government as may be required by the Company, as well as to have the harbour line removed further to the east.

8. The Park Board hereby consents to the laying and operating of the tracks over the strips of land referred to in paragraph 2 and 3 hereof.

9. This agreement shall extend to and bind the successors and assigns of the parties hereto and any company or companies with which the company may hereafter amalgamate, and any agreements entered into with said railway companies shall extend to and bind their successors or assigns or any company or companies they may hereafter amalgamate with.

In witness whereof the parties hereto have signed these presents.

Signed, sealed and delivered,
in the presence of:

(Signed)

D. J. COWAN, *Mayor*.

T. F. MILNE, *Clerk*.

FREDERICK URRY, *Chairman, Parks Board*.

T. F. MILNE, *Secretary*.

Saskatchewan Co-operative Elevator Company, Limited:

CHAS. A. DUNNING, *General Manager*.

WILFRED C. MILLS, *Secretary*.

SCHEDULE "C."

Agreement made this twenty-seventh day of November, A.D. 1916,
Between:—

The Corporation of the City of Port Arthur, hereinafter called
"The City," of the first part;

James Richardson & Sons, Limited, hereinafter called the "Com-
pany," of the second part;

The Board of Parks Management of the City of Port Arthur,
hereinafter called "The Parks Board," of the third part:

Whereas the company intends to erect a grain elevator at Port
Arthur upon a portion of Water Lot VP, as shown on the annexed
blue print.

And whereas in connection therewith the parties hereto have
agreed as follows:—

Now this agreement witnesseth that in consideration of the
premises the parties hereto agree the one with the other as follows:

1. The company agrees to commence the erection of a grain ele-
vator upon the lands described by the attached description, and
shewn coloured black upon the annexed blue print, entitled "Pro-
posed Elevator Site, James Richardson & Sons, Limited," and dated
November 24th, 1916, within six months from the date of this agree-
ment, and complete the same, at a cost of not less than \$700,000,
and have the same ready for operation for the 1917 crop.

2. The city agrees to grant to the company the right to pay and
operate tracks to serve the said elevator for a period of ninety-nine
(99) years from the date of this agreement over the strip of land
coloured yellow upon the said annexed blue print, reserving however
to the city the right to construct a roadway or subway under the
said tracks.

3. The city agrees to grant to the Canadian Pacific Railway Com-
pany the right to lay and operate tracks to serve the said elevator,
and any other industries that may operate along the said water-
front, for a period of ninety-nine (99) years from the date of this
agreement over the lands shewn coloured green on the said attached
blue print.

4. The city agrees to grant to the Canadian Northern Railway
Company the right to lay and operate tracks to serve the said ele-
vator and any other industries along the said water-front for a period
of ninety-nine years from the date of this agreement over the lands
shewn coloured red on the attached blue print.

5. It is understood that the location and operation of the said tracks
shall be subject to the approval of the Dominion Board of Railway
Commissioners, and also that provision shall be made to the satis-
faction of all parties hereto for the leaving open of such roads,
streets and crossings or right-of-way for water mains, sewers, high
and low potential power lines, telephone lines and other municipal
utilities as may be necessary to serve the said elevator and such
portions of the city's lands as lie between the said tracks and also
any other industries which may be now located or which may here-
after locate on lands and water lots in the vicinity of the site of
the said elevator.

6. The company will assist the city in so far as it can in making
arrangements with the said railway companies and any other rail-
way companies hereafter desiring such rights for serving any in-
dustries along said waterfront, and will, if necessary, allow any
tracks or diamonds to be built across the strip of land referred to
in paragraph 2 hereof so as to permit of said railways and other
railways reaching the waterfront to the east or west of the said lands.

7. The city agrees to give its consent to any application which may be made by the company for a Quit Claim Deed from the Dominion Government covering the water lot upon which the said elevator is to be erected out to the harbour line, and also will assist in any way it can to have such dredging done or breakwater protection provided by the Dominion Government and to assist the company in obtaining patents for the extension of the said water lot purchased by it out to the new proposed harbour line.

8. It is further agreed that the company shall have the right to dredge into the road allowance along the waterfront opposite the said site for the purpose of a slip as shewn coloured white on the plan.

9. It is further agreed that the city shall acquire by expropriation or otherwise from the Port Arthur Waggon Company a right-of-way for tracks to serve the said elevator across the corners of the said Waggon Company's property as shewn on said attached blue print, and if necessary for the company's name to be used in such proceedings but at the cost and expense of the city.

10. The Parks Board hereby consents to this agreement and to the laying and operating of the tracks above mentioned.

11. The city hereby undertakes and agrees to apply for and use its best endeavours to obtain special legislation at the next sittings of the Legislative Assembly of the Province of Ontario validating this agreement and empowering the city and Parks Board to carry out the terms and provisions hereof.

12. This agreement shall extend to and bind the successors and assigns of the parties hereto and any company or companies with which the company may hereafter amalgamate and any agreements entered into with the said railway companies shall extend to and bind their successors and assigns and any company or companies with which they may hereafter amalgamate.

In witness whereof the parties hereto have hereunto caused their Corporate Seals to be hereunto affixed and these presents signed by their proper officers.

(Seal)

(Sgd.) D. J. COWAN,
Mayor,

T. F. MILNE,
Clerk.

FREDERICK URRY,
Chairman of Park Management.
(Seal)

T. F. MILNE,
Secretary.

JAMES RICHARDSON & SONS, LIMITED,

HENRY W. RICHARDSON,
President.

A. W. BROWN,
Secretary.

(Seal)

(Sgd.) J. McL. STEPHEN,
As to the signatures of H. W. R. and A. W. B.

CHAPTER 86.

An Act to incorporate the Village of Port
McNicoll.*Assented to 12th April, 1917.*

Preamble.

WHEREAS the ratepayers residing in the unincorporated Village of Port McNicoll, in the Township of Tay, in the County of Simcoe, have, by petition, set forth that the unincorporated Village of Port McNicoll, is situated on parts of lots 14, 15, 16, 17, 18, 19 in the fifth and sixth concessions of the Township of Tay, that the said township is a very large and scattered township, consisting principally of farm lands, that the said Village of Port McNicoll is in every sense an urban district, and is generally known throughout the Province of Ontario as the Village of Port McNicoll and that the latter is the name of the post office, and the Canadian Pacific Railway has large rail and steamer terminals there, and the said village is an important port, Government works having been constructed there at an expense of \$500,000; that the Canadian Pacific Railway Company have constructed works there at an expense of \$10,000,000, that the population of the said village fluctuates between 800 and 2,000; that the assessed value of the property of the said village exceeds \$495,450, and there is great difficulty in equalizing the values of village and farm properties so as to impose upon each a fair share of taxation; that the said village contains residential, business and school buildings of considerable value and the village and its residents require fire protection, which it is impossible to provide so long as it remains a part of the Township of Tay; and it would greatly conduce to the benefit of the inhabitants and of the travelling public and would facilitate the construction of necessary works and permanent improvements and the enforcement of law and order if the said village were incorporated; and that owing to the fact that many of the ratepayers are non-residents it is impracticable to obtain the number of signatures required by *The Municipal Act* to a petition to the County Council for incorporation; and whereas the said ratepayers have prayed that an Act may be passed so incorporating the said village; and whereas it

appears

appears that the petition includes ninety-five per cent. of the adult residents of the said village and a large number of non-resident ratepayers thereof; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. On and after the passing of this Act the inhabitants of the said Village of Port McNicoll, comprised within the boundaries in the second section of this Act mentioned, shall be and they are hereby constituted a corporation or body politic separate and apart from the Township of Tay, in which the said village is now situated under the name of the "Corporation of the Village of Port McNicoll," and shall enjoy all such rights, powers and privileges as now are or shall hereafter be conferred upon incorporated villages in the Province of Ontario.

2. The said Village of Port McNicoll shall comprise and consist of the lands within the following boundaries, that is to say:—All and singular that certain parcel or tract of land and land covered with water situate, lying and being in the Township of Tay in the County of Simcoe in the Province of Ontario, being composed of parts of broken lots 14 and 15 and parts of lots 16 and 17, all in the fifth concession of said township; broken lots 15, 16, 17 and 18, and part of broken lots 19 and 20, all in the sixth concession of said township, and all roads, streets and lanes included within the hereinafter described area; together also with part of a certain water lot known as Water Lot "A," granted to the Georgian Bay and Seaboard Railway Company by Letters Patent, dated the eleventh day of June, 1907, reference 53239 C.L.S., and registered in the Registry Office for the County of Simcoe; said tract of land and land covered with water being more particularly described as follows:—

Commencing at the north-easterly angle of the west half of lot number fourteen in the fifth concession of aforesaid township, thence westerly along the line between the west halves of lots fourteen and fifteen 899 feet to the centre line of Ninth Avenue South as shewn on a plan of subdivision registered in the Registry Office for the county as number 544; thence northerly on a continuous line along the centre line of Ninth Avenue South shewn on registered plan 544 and the centre line of Ninth Avenue shewn on registered plans 549 and 569, five thousand six hundred and twenty-three feet more or less to the centre of Eighth Street, as shewn on registered plan 569; thence easterly along the centre line of Eighth Street and said centre line produced 3,479 feet more or less to the

the centre line of the allowance for road between concessions five and six; thence northerly along the centre line of the allowance for road between concessions five and six, 2695 feet more or less to the intersection with the westerly production of the centre line of Cottage Grove Avenue, as shown on registered plan number 584, thence easterly along the centre line of Cottage Grove Avenue 1868 feet more or less to the intersection with the southerly production of the centre line of College Street, thence northerly along the centre line of College Street and the production thereof 1263 feet more or less to the shore line of the Georgian Bay; thence following the shore line of the Georgian Bay at first in a north-easterly, southerly, northerly and easterly direction around a point of land known as Flat Point, and thereafter in a general southerly direction to the intersection of the said shore line with the line between lots sixteen and seventeen in the sixth concession aforesaid; thence easterly along the easterly production of the line between lots sixteen and seventeen to the easterly limit of a certain water lot "A" granted to the Georgian Bay and Seaboard Railway by Letters Patent as aforesaid, said point being distant easterly measured along the line between lots sixteen and seventeen, and said line produced 3,300 feet from the easterly limit of the allowance for road between concessions five and six; thence southerly along the easterly limit of said water lot 2,461 feet more or less to an angle in said easterly limit; thence southerly along said easterly limit of said water lot 5,730 feet more or less to the extreme south-easterly angle of said water lot; thence westerly along the southerly limit of said water lot 400 feet more or less to the intersection of the said southerly limit of water lot with the line between the east halves of lots thirteen and fourteen in the fifth concession, said point of intersection being on the shore line of Georgian Bay; thence westerly along the line between the east halves of lots thirteen and fourteen 440 feet more or less to the line between the east and west halves of said lot fourteen thence northerly along the line between the east and west halves of lot fourteen 155 feet more or less to the line marking the northerly limit of the southerly fifteen acres of the west half of lot fourteen; thence westerly along the northerly limit of said fifteen acres 560 feet; thence northerly in a straight line 1,778 feet more or less to the place of beginning.

First
election.

3. On the 16th day of April, 1917, it shall be lawful for Ira Harvey Perigoe, of the said Village of Port McNicoll, in the County of Simcoe, Esquire, who is hereby appointed returning officer, to hold a nomination for the first election of reeve and councillors at some prominent place in the said village, at the hour of noon, and he shall preside at such nomination, or in case of his absence, the electors present

shall

shall choose from among themselves a chairman to officiate, who shall have all the powers of the returning officer and the polling for the said election in the event of a poll being required shall be held on the same day of the week following the said nomination and at the same place, and the duties of the returning officer shall be those prescribed by law with respect to incorporated villages.

4. At the said election the qualification of the electors and of the reeve and councillors for the said village shall be the same as that required in townships, and at all subsequent elections the qualifications of electors and of the reeve, councillors and other officers shall be the same as that required in incorporated villages. Qualification of electors.

5. The Township Clerk of the Township of Tay shall furnish to the returning officer, upon demand made by him, the same, a certified copy of so much of the last revised assessment roll of the said township as may be required to ascertain the persons entitled to vote at the said first election, or the collector's roll, or any document, writing or statement that may be required for that purpose. Copy of assessment roll to be furnished by clerk of township.

6. The reeve and councillors so to be elected shall hold their first meeting at some prominent place in the said Village of Port McNicoll at the hour of noon on the same day of the week next following the polling, or if there be no polling, on the same day of the week in the next week following the nomination. First meeting of council.

7. Save as otherwise provided by this Act, the provisions of *The Municipal Act*, and all other general Acts respecting municipal institutions with regard to matters consequent upon the formation of new corporations and the other provisions of the said Acts, applicable to incorporated villages, shall apply to the Village of Port McNicoll in the same manner as if the said Village of Port McNicoll had been incorporated under the provisions of the said Acts. Application of Rev. Stat., c. 192.

8. From and after passing this Act the said Village of Port McNicoll shall cease to form a part of the Township of Tay, and shall to all intents and purposes form a separate and independent municipality, with all the rights, privileges and jurisdiction of an incorporated village in Ontario. Village detached from township.

9. The assessment already made by the assessor for the Township of Tay of the property within the limits of the Assessment.

said

said Village of Port McNicoll, is hereby adopted for the year 1917, subject only to appeal under the provisions of *The Assessment Act*, the taxes to be collected by the Township of Tay pursuant to said assessment to be adjusted with the Village of Port McNicoll pursuant to the provisions of *The Municipal Act*.

School
taxes for
1917. —

10. Subject to the provisions of section 28 of *The Public Schools Act* and of section 12 of this Act, the school taxes for the whole of the year 1917, arising out of the territory hereby incorporated, shall belong to the school trustees of the said village, and all expenses and disbursements by the trustees of the school section of which the said village formed a part prior to incorporation, in respect of the said territory from the 1st day of January, 1917, shall be assumed and borne by the school trustees of the said village, out of such school taxes, including the whole of the school debentures issued for the purposes of the school house situated within the said village, that remained unredeemed on the 1st day of January, 1917, and the interest thereof.

School
section.

11. From and after the passing of this Act the Trustees of said school section shall form an urban School Board, and they shall be first elected pursuant to the provisions of section 56 of *The Public Schools' Act*, and thereafter in accordance with the provisions of said Act applicable to the election of trustees in urban municipalities.

Apportion-
ment of
certain
fixed assess-
ment.

12. The fixed assessment for school purposes of \$300,000 on railway property, provided for by clause 2 of the agreement, being Schedule "A" to the Act 10 Edward VII, chapter 132, shall be equitably apportioned between the said village for the school purposes of the said village and the school sections of the said Township of Tay, outside the limits of the said village, and in the event of the corporations of the said village and township and the said school sections being unable to agree on such apportionment, the same shall be determined by arbitration as provided by *The Public Schools' Act*.

Apportion-
ment of
taxes on
railway
lands.

13. The total annual levy on railway property of \$1,750, referred to in clause one of the said agreement, shall be equitably apportioned between the said village and the Township of Tay, and in the event of the corporations of the said village and township being unable to agree on such apportionment, the same shall be determined by arbitration as provided by *The Municipal Act*.

14. The expenses of obtaining this Act, including therein ^{Expenses of Act.} the preliminary legal costs, charges and expenses as between solicitor and client, properly incurred by the promoters thereof, and the expense of furnishing all documents, copies of papers, writings, deeds or other matters whatsoever, required by the clerk of the said village or the officers of the said village, shall be borne by the said village and be paid by it to any party that may be entitled thereto.

15. The said Village of Port McNicoll shall form a part ^{Electoral district.} of the Electoral District of the East Riding of Simcoe.

CHAPTER 87.

An Act respecting the City of Sault Ste. Marie.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Municipal Council of the Corporation of the City of Sault Ste. Marie, hereinafter called the Corporation, has by petition represented that it is desirable that certain by-laws specified in Schedule "A" hereto and the debentures issued or to be issued thereunder, and the assessments made or to be made, and the rates levied or to be levied for the payment of the said debentures, be validated and confirmed; and that a by-law to provide for the establishment of a Public Utilities Commission for the said city and the appointments made under the authority of the said by-law and all proceedings taken thereunder as and from the date of the said by-law, be validated and confirmed: the said by-law having been duly approved by a majority of the ratepayers of the said city at the municipal elections held on the first day of January, 1917; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-laws specified in Schedule "A" confirmed.

1. The by-laws specified in Schedule "A" hereto and all debentures issued or to be issued thereunder and all assessments made or to be made, and all rates levied or to be levied for the payment of the said debentures are confirmed and declared to be legal, valid and binding upon the corporation and the ratepayers thereof.

By-law 914 confirmed.

2. By-law Number 914 of the said corporation, being a by-law to provide for the establishing of a Public Utilities Commission for the City of Sault Ste. Marie as set out in Schedule "B" hereto is hereby validated and confirmed and all appointments made under the authority thereof and all proceedings taken thereunder as and from the date of

the

the said by-law, are hereby declared valid and binding on the said corporation as fully and effectually as if made under and by virtue of the authority of *The Public Utilities Act of Ontario*. Rev. Stat.
c. 204.

3. This Act may be cited as *The City of Sault Ste. Marie Act, 1917*. Short
title.

SCHEDULE "A."

1. By-law Number 902, to provide for the issue of debentures to raise the sum of \$12,600.00 for the purchase of a school site on Moffly Hill; for general improvements and equipment for schools and for the purchase of the lands required for the enlargement of the site of King George School.

2. By-law Number 913, to provide for the issue of debentures to raise the sum of \$18,000.00 to provide for the cost of construction of a storm sewer on McGregor Avenue from Queen Street to Wellington Street and on Queen Street from McGregor Avenue to a culvert on Queen Street 130 feet west of McGregor Avenue.

3. By-law Number 915, to provide for the issue of debentures to raise the sum of \$34,500.00 to provide for the cost of the construction of a storm sewer from the ditch north of the C. P. R. track south along Elgin Street to the Algoma Central Slip in the St. Mary's River.

4. By-law Number 919, to authorize the issue of debentures to raise the sum of \$10,000.00 to redeem certain outstanding debentures of the said city.

5. By-law Number 922, to provide for the issue of debentures to raise the sum of \$13,000.00 to provide for the cost of construction of certain sewers constructed in the year 1916.

6. By-law Number 925, to provide for the issue of certain debentures to raise the sum of \$1,100.00 to pay the cost of construction of certain private sewer connections constructed in the year 1916.

7. By-law Number 923, to provide for the issue of debentures to raise the sum of \$35,500.00 to pay the cost of certain pavements constructed in the year 1916.

8. By-law Number 924, to provide for the issue of debentures to raise the sum of \$1,000.00 to pay the cost of certain sidewalks constructed in the year 1916.

SCHEDULE "B."

BY-LAW NO. 914 OF THE CITY OF SAULT STE. MARIE.

A by-law to provide for establishing a Public Utilities Commission for the City of Sault Ste. Marie.

Whereas the Corporation of the City of Sault Ste. Marie is the owner of the water and light systems for furnishing water and light respectively in the said City to the consumers thereof;

And whereas it has been deemed expedient to establish a Public Utilities Commission for the consideration of any addition to same
and

and for the management of said systems as provided by *The Public Utilities Act*, R.S.O. 1914, chapter 204, part 3, with a proviso that same shall consist of three members only of which the Mayor shall, ex-officio, be one member and the other two members shall be appointed by the council of the said city, to hold office for a period of two years, instead of being elected at the same time and places and in the same manner as the head of the council as provided by said Act, provided that this by-law before being finally passed shall have been first approved by the qualified ratepayers of the said city;

Now therefore the Municipal Council of the City of Sault Ste. Marie enacts as follows:—

1. That a Public Utilities Commission of the City of Sault Ste. Marie be established for the administration of the water and light systems of the said city.

2. That the said Commission shall consist of three members of which the mayor shall, ex-officio, be one member and the other two shall be appointed by the council within one month from the date of the municipal elections to be held on the first day of January, 1917, one of the members to hold office for a period of two years and the other for one year, and to continue in office until their successors are appointed, and the new commission is organized at the first meeting of the commission after the appointment thereof, the members who first hold office for two years and one year respectively to be chosen by lot in the manner provided by said Act. The salary of each of the commissioners appointed by the council shall not exceed four hundred (\$400.00) dollars per annum.

In all other respects the provisions of *The Public Utilities Act* of Ontario shall govern, and the said commission shall have all the powers in respect to said water and light systems set forth in said Act.

This by-law shall come into force and take effect on, from and after the date of the final passing thereof.

Read a first and second time this 25th day of November, 1916.

(Signed) Jno. A. McPHAIL,
Mayor.

(Signed) R. G. CAMPBELL,
Clerk.

Read a third time and finally passed in open council this 15th day of January, 1917.

(Signed) F. E. CRAWFORD,
Mayor.

(Signed) R. G. CAMPBELL,
Clerk.

(SEAL.)

CHAPTER 88.

An Act to confirm By-law No. 673 of the
Town of Simcoe.*Assented to 12th April, 1917.*

WHEREAS the Municipal Corporation of the Town of
Simcoe by petition has represented that the electors of
the said Town of Simcoe having duly approved thereof by
a vote of more than two-thirds of those voting on the by-law
and by the unanimous vote of the council, the said corpora-
tion did on the eighteenth day of August, A.D. 1916, pass a
By-law No. 673 of the said town to authorize a loan of twenty
thousand dollars (\$20,000.00) to The Unique Shoe Com-
pany, Limited, and to authorize the issue of debentures to
raise the said loan and to ratify and confirm a certain agree-
ment made and entered into between the said company and
the Corporation of the Town of Simcoe; and whereas the said
Municipal Corporation of the Town of Simcoe has by the
petition prayed that an Act may be passed ratifying and con-
firming the said by-law and the agreement therein referred
to; and whereas it is expedient to grant the prayer of the
petition;

Preamble.

Therefore His Majesty, by and with the advice and con-
sent of the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1.—(1) Subject to subsection 2, By-law No. 673
of the Municipal Corporation of the Town of Simcoe
set out in Schedule "1" hereto, and all debentures
issued thereunder and the agreement forming part of the
said by-law are hereby ratified and confirmed and declared
to be legal, valid and binding upon the said municipal cor-
poration and the ratepayers thereof and all parties to the
said agreement.

By-law No.
673 of Town
of Simcoe
and agree-
ment with
Unique
Shoe Co.,
confirmed.

(2) The exemption from taxation provided for by the
said by-law shall not apply to or include any rates required
to be levied under *The Provincial War Tax Act, 1915*, or to
any rates levied under the authority of *The Act to authorize
and confirm grants by Municipal Corporations for
Patriotic Purposes*.

5 Geo. V.
cc. 3, 37.

2. The mortgage given by the said The Unique Shoe
Company, Limited, to the Municipal Corporation of the
Town of Simcoe in pursuance of said agreement for twenty
thousand

Mortgage
by Company
to town
confirmed.

thousand dollars (\$20,000) and interest as therein mentioned, and dated the first day of September, A.D. 1916, and registered in the Norfolk Registry Office on the 29th day of November, 1916, as No. 133457 is hereby declared to be legal, valid and binding upon the said company and its successors and assigns.

SCHEDULE 1.

By-law No. 673 of the Municipal Corporation of the Town of Simcoe, being a by-law to authorize a loan of Twenty thousand dollars (\$20,000.00) to The Unique Shoe Company, Limited, and to authorize the issue of debentures to raise the said loan and to ratify and confirm a certain agreement made and entered into between said Company and the Corporation of the Town of Simcoe.

Whereas it is desirable and in the interests of the Municipal Corporation of the Town of Simcoe to loan The Unique Shoe Company, Limited, the sum of Twenty thousand dollars (\$20,000.00) to assist it in erecting and establishing a factory in the Town of Simcoe for the purpose of manufacturing shoes and other footwear in accordance with the terms, conditions and provisions of an agreement made and entered into by and between the said Company and the said Municipal Corporation, bearing date the Eighteenth day of April, 1916, a copy of which said agreement is hereunto annexed and marked Schedule "A" to this by-law;

And whereas in order to provide the said sum it will be necessary to issue debentures of the said Municipality for the sum of Twenty thousand dollars (\$20,000.00) as hereinafter provided (which is the amount of the debt intended to be created by this by-law), the proceeds of said debentures to be applied for the purposes aforesaid;

And whereas it is desirable to issue said debentures at one time and to make the principal of said debt re-payable in yearly sums during the period of twenty years, being the currency of the said debentures, said yearly sums being of such respective amounts that the aggregate amount payable in each year for principal and interest in respect of said debt shall be as nearly as possible equal to the amount payable in each of the other nineteen years of said period as shown in paragraph numbered Three of this by-law;

And whereas the total amount required to be raised annually for paying the said debt and interest as hereinafter provided is \$1,673.58;

And whereas the amount of the whole rateable property of the said Town of Simcoe, according to the last revised assessment roll thereof, is \$2,460,292.00;

And whereas the amount of the existing debenture debt (exclusive of local improvement debts secured by special rates or assessments) of the said Municipality is \$268,314.43 and no principal or interest payable in respect thereof is in arrear;

And whereas there is no industry of a similar nature to the said proposed industry of the said Company or no owner or owners of an industry of a similar nature already established within the said Municipality;

And whereas it is expedient to authorize, ratify and confirm the said agreement;

And whereas it is advisable that a by-law shall be passed for the purposes aforesaid;

Therefore

Therefore, the Municipal Council of the Corporation of the Town of Simcoe enacts as follows:—

1. That the execution of the said agreement with the said The Unique Shoe Company, Limited, on behalf of the Corporation of the Town of Simcoe by the Mayor and Clerk of the said Municipality under the seal of the said Municipality is hereby authorized, ratified and confirmed and said agreement is hereby declared to be binding upon the said Municipal Corporation and the said agreement is hereby incorporated in this by-law as a part thereof.

2. That it shall be lawful for the Municipal Corporation of the Town of Simcoe to aid The Unique Shoe Company, Limited, in erecting and establishing a factory in the Town of Simcoe for the purpose of manufacturing shoes and other footwear by making a loan of Twenty thousand dollars (\$20,000.00) to the said Company in accordance with the terms, provisions and conditions of the said agreement and to pay the said Company the said sum of Twenty thousand dollars (\$20,000.00) upon and according to the terms, provisions and conditions of the said agreement.

3. That it shall be lawful for the Municipal Corporation of the Town of Simcoe for the purposes aforesaid to borrow the said sum of Twenty thousand dollars (\$20,000.00) and to issue debentures of the said Municipality to the aggregate amount of Twenty thousand dollars (\$20,000.00); one such debenture to be payable on the Fifteenth day of May in each and every year during the period of twenty years from the date on which this by-law takes effect, with interest at the rate of five and one-half per centum per annum payable yearly on the Fifteenth day of May in each and every year during the currency of the said debentures, and the said debentures shall be for the amounts and payable in the manner and at the times respectively following, that is to say:—

Year.	Interest.	Principal.	Instalment.
1917	\$1,100 00	\$573 58	\$1,673 58
1918	1,068 45	605 13	1,673 58
1919	1,035 16	638 42	1,673 58
1920	1,000 05	673 53	1,673 58
1921	963 01	710 57	1,673 58
1922	923 93	749 65	1,673 58
1923	882 69	790 89	1,673 58
1924	839 20	834 38	1,673 58
1925	793 30	880 28	1,673 58
1926	744 89	928 69	1,673 58
1927	693 81	979 77	1,673 58
1928	639 92	1,033 66	1,673 58
1929	583 07	1,090 51	1,673 58
1930	523 09	1,150 49	1,673 58
1931	459 82	1,213 76	1,673 58
1932	393 06	1,280 52	1,673 58
1933	322 63	1,350 95	1,673 58
1934	248 33	1,425 25	1,673 58
1935	169 94	1,503 64	1,673 58
1936	87 25	1,586 33	1,673 58

4. The said debentures as to both principal and interest shall be payable at the Office of the Treasurer of the said Town of Simcoe.

5. It shall be lawful for the Mayor of the said Municipality and he is hereby authorized and instructed to sign and issue the said debentures and the same and the interest coupons attached thereto shall be signed by the Treasurer of the said Municipality, and the Clerk of the said Municipality is hereby authorized and instructed to attach the seal of the said Municipality to the said debentures.

6. There shall be raised and levied in each year during the currency of the said debentures by a special rate on all of the rate-

able

able property of the said Municipality a sum sufficient to discharge the several instalments of principal and interest accruing due on the said debentures as the same become respectively payable in accordance with paragraph numbered Three of this by-law.

7. That the plant, works, land and property of the said Company and the business and income derived therefrom in the said Town of Simcoe shall for a period of ten years from the First day of July, 1916, be free and exempt from all Municipal levies, rates, assessments, charges and taxes of every nature and kind whatsoever, except taxation for school purposes.

8. That this by-law shall come into force and take effect on the day of the final passing thereof.

Passed in Open Council this 27th day of May, 1916.

Re-passed on the 18th day of August, 1916, by Order of The Railway and Municipal Board, No. P. F. 3935.

(Sgd.) GEO. WILLIAMSON,
Mayor.
(Sgd.) W. C. MCCALL,
Clerk.

SCHEDULE "A."

Memorandum of Agreement made in duplicate this Eighteenth day of April, 1916.

Between

The Unique Shoe Company, Limited, hereinafter called the Company, of the first part;

and

The Municipal Corporation of the Town of Simcoe, hereinafter called the Corporation, of the second part.

Whereas the Company is duly incorporated under the laws of the Province of Ontario and has made a proposition to the Municipal Corporation of the Town of Simcoe to establish a factory in the said Town of Simcoe for the purpose of manufacturing shoes and other footwear and for that purpose to acquire land and erect thereupon the necessary building and install therein the requisite plant, machinery and equipment and has applied to the said Corporation for a loan of Twenty thousand dollars (\$20,000.00) to aid it in so doing upon the terms and conditions hereinafter mentioned;

And whereas for the purposes aforesaid the said Corporation deems it wise and expedient, subject to the terms and conditions hereinafter mentioned, to grant the request of the said Company.

Now, therefore, it is hereby covenanted and agreed by and between the parties hereto, their and each of their respective successors and assigns as follows, that is to say:—

1. The said Company hereby agrees with the said Corporation:

(a) To establish a factory in the said Town of Simcoe for the purpose of manufacturing shoes and other footwear and for that purpose to acquire land in the said town and erect thereupon the necessary building and install therein the requisite and necessary plant, machinery and equipment, the value of the building to be erected as aforesaid exclusive of land when completed to be not less than Ten thousand dollars (\$10,000.00), and the machinery to

be

be installed therein and owned outright by the Company is to be of the value of not less than Nine thousand dollars (\$9,000.00) exclusive of leased machinery.

(b) To employ in the manufacturing of shoes and other footwear in the said building to be erected as aforesaid at least forty-five persons inclusive of office help for a period of at least ten months in each year for the period of twenty years, from the first day of November, 1916, and to maintain and operate the said plant in manufacturing shoes and other footwear continuously for ten months in each year with not less than the said number of persons during the said period of twenty years from the first day of November, 1916.

(c) To pay in each year of the said period of twenty years in wages to its hands and workmen, inclusive of office help, not less than Twenty-six thousand dollars (\$26,000.00) and will once in each year, if required by the Corporation, prepare and deliver to such Corporation a statement showing the names of the workmen and help employed in and around the said building and the wages paid to each of them and the period of time each one of them has worked during the said year.

(d) To repay to the said Corporation the amount of the said loan of Twenty thousand dollars (\$20,000.00) with interest at the rate of five and one-half per centum per annum in twenty equal annual instalments of One thousand six hundred and seventy-three and 58/100 dollars (\$1,673.58) each principal and interest combined as follows, that is to say: One thousand six hundred and seventy-three and 58/100 dollars (\$1,673.58) on the first day of June in each year until the said sum of Twenty thousand dollars (\$20,000.00) and interest at the rate aforesaid is fully paid and satisfied, the first of such annual payments to be made on the first day of June, 1917.

(e) To execute in favour of the said Corporation as security for the said loan of Twenty thousand dollars (\$20,000.00) and interest as aforesaid and for the carrying out of this agreement, a first mortgage to the said Corporation covering the land to be acquired and the building to be erected as aforesaid in the Town of Simcoe free from dower and all encumbrances. Said mortgage to be a first charge or lien upon said building and land and contain such covenants as are usually contained in a mortgage made in pursuance of the Short Forms of Mortgages Act and a provision for the repayment of the said sum of Twenty thousand dollars (\$20,000.00) and interest at the rate aforesaid in the amounts and at the times mentioned in the preceding paragraph hereof, and said mortgage is also to be conditioned that if at any time the said Company violates or contravenes any one or more of the provisions of this agreement in its behalf made and entered into then and in any such case the mortgage security shall immediately become due and owing as to the whole amount thereby secured less any sums which may have been paid on the same by the Company to the Corporation, and the Corporation may proceed as it may be advised to realize the amount so due and owing under the power of sale which is to be contained in the said mortgage or by any other means available under the said mortgage or may foreclose the equity of the said Company, its successors and assigns, in the property covered by the said mortgage.

(f) To insure and keep insured against loss or damage by fire in an insurance company or companies to be approved of by the said Corporation, the said building of the said Company to be erected as aforesaid for its full insurable value and in any event for not less than two-thirds of its value making the same in the event of loss payable to the said Corporation as its interest may appear. In default thereof the said Corporation may so insure and charge the premiums therefor to the said Company or at the option of the said Corporation any insurance premiums paid by it may be added

to

to the amount of the mortgage and become a charge upon the said lands and a provision to this effect shall be inserted in the said mortgage.

2. The said Corporation agrees with the said Company:

(a) To make the said loan to the said Company upon the terms and conditions herein mentioned;

(b) To submit to the duly qualified ratepayers of the Town of Simcoe for their approval and sanction a by-law to ratify this agreement and to authorize the raising of Twenty thousand dollars (\$20,000.00) and the issue of debentures therefor for the purposes aforesaid, and if so approved to finally pass the said by-law;

(c) To pay the said Company the said sum of Twenty thousand dollars (\$20,000.00) after the by-law has been approved of by the duly qualified ratepayers of the Town of Simcoe and finally passed by the Council of the said Corporation and the mortgage aforesaid given to the Corporation, said sum of Twenty thousand dollars (\$20,000.00) to be paid to the said Company as follows: The sum of Ten thousand dollars (\$10,000.00), part of the said sum of Twenty thousand dollars (\$20,000.00), shall be placed to the credit of the Mayor of the Town of Simcoe in a branch of one of the chartered banks doing business in the said Town of Simcoe and the said Company may draw from that sum on account of the said loan with the approval of said Mayor such sum or sums as it may deem expedient towards the cost of procuring the land and erecting the building aforesaid, and the balance of the said sum of Twenty thousand dollars (\$20,000.00), namely Ten thousand dollars (\$10,000.00) shall be deposited to the credit of the said Company as aforesaid upon the installation in said building of machinery belonging to the said Company of the value of not less than Nine thousand dollars (\$9,000.00);

(d) To exempt the lands, buildings, plant and machinery of the said Company in the Town of Simcoe from taxation of all kinds for a period of ten years from the first day of July, 1916, except taxation for school purposes.

In witness whereof the said Company has hereunto set its seal and the hands of its President and Secretary, and the said Corporation has hereunto set its Corporate seal and the hands of the Mayor and Clerk of the said Corporation.

Signed, sealed and delivered
In the presence of

(Sgd.) I. D. LAWSON.	(Sgd.) GEO. WILLIAMSON, <i>Mayor</i> .
	(Sgd.) W. C. MCCALL, <i>Clerk</i> . (Corporate Seal).
(Sgd.) WILLIAM ROUSE.	(Sgd.) H. V. TILLEY, <i>President</i> .
	(Sgd.) J. W. PHILLIPS, <i>Sec.-Treas</i> . (Company Seal).

CHAPTER 89.

An Act respecting the City of St. Catharines.

Assented to 12th April, 1917.

WHEREAS the Corporation of the City of St. Catharines has, by its petition, represented that it has incurred a floating indebtedness of \$12,000 in respect of its civic gas plant, and the said corporation has asked for authority to issue debentures of the corporation for the said sum of \$12,000; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The City of St. Catharines Act, 1917.* Short title.

2. It shall and may be lawful for the said corporation to pass a by-law or by-laws authorising the issue of debentures to the amount of \$12,000, for the purpose of paying the floating indebtedness of the said corporation, incurred in connection with its civic gas plant, and such debentures shall be payable within ten years from the date thereof, and it shall not be necessary to submit the said by-law for the votes of the electors of the City of St. Catharines.

Power to
borrow
\$12,000 to
pay floating
debt.

CHAPTER 90.

An Act respecting the City of Stratford.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the City of Stratford has by its petition represented that during the years 1915 and 1916, certain debentures of the said corporation were sold at prices below par, whereby a deficit arose to the amount of \$28,000; and that the said corporation had in the year 1907 guaranteed the payment of certain debentures issued by the W. I. Kemp Company, Limited, for the sum of \$25,000 and interest, and that by reason of the default of the said company the said corporation had been compelled to pay under its guarantee the sum of \$9,000 over and above the amount realized from the sale of the property mortgaged by the said company to secure its said debentures; and that the said corporation to complete its sewage disposal plant, had expended a sum exceeding the amount estimated and provided by by-law by \$5,000; and whereas all of the said sums are outside the ordinary current expenditure of the corporation and it would be unduly burdensome to the ratepayers to require the said sums to be raised in one year in addition to the sums required for the ordinary expenditure of the corporation; and whereas the said corporation has prayed that an Act may be passed enabling the council of the corporation to pass a by-law or by-laws without obtaining the assent of the electors thereto authorizing the issue of debentures not exceeding in the aggregate the sum of \$42,000 and to be payable within twenty years from the issue thereof for the purpose of providing for the matters aforesaid; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to
borrow
money for
certain
purposes
without
assent of
electors.

1. The Council of the Corporation of the City of Stratford may, without submitting the same to the vote of the electors, pass a by-law or by-laws to authorize the issue of debentures of the said corporation for an amount not exceeding \$42,000 for the following purposes, that is to say:—

Loss

Loss on sale of debentures in 1915 and 1916..	\$28,000
Loss on guarantee of debentures of the W. I.	
Kemp Company, Limited	9,000
Expenditure on Sewage Disposal Plant	5,000

the said debentures to be in sums of not less than \$100 each and the principal thereof to be payable within twenty years from the time of the issue of such debentures, and the rate of interest on said debentures not to exceed five and one-half per centum per annum, and to authorize the said corporation to raise and levy in each year during the currency of the said debentures by special rate on all the rateable property in the said municipality such sum or sums as may be necessary to provide for the due payment of the said principal and interest.

2. The said corporation may purchase the said debentures or any of them out of any of its sinking funds not required for the retirement of debentures until after the maturity of the debentures so issued. Purchase of debentures with sinking fund.

CHAPTER 91.

An Act respecting the Town of Sudbury.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Municipal Council of the Corporation of the Town of Sudbury, hereinafter called the Corporation, has, by petition, represented that it is desirable that certain by-laws specified in Schedule "A" hereto, and the debentures issued and to be issued thereunder, and the assessments made or to be made, and the rates levied or to be levied for payment of said debentures, should be validated and confirmed; and whereas the said corporation has prayed that an Act may be passed for the above purpose; and whereas no opposition has been offered to the said petition; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-laws in
Schedule
"A" con-
firmed.

1. The by-laws specified in Schedule "A" hereto, are confirmed and declared to be legal, valid and binding upon said corporation and the ratepayers thereof; the rates imposed by and to be levied under said by-laws for payment of debts authorized by said by-laws and the interest thereon, are also confirmed and declared to be valid and binding upon the corporation of the Town of Sudbury and the ratepayers thereof.

Debentures
confirmed.

2. All debentures issued or to be issued or purporting to be issued under said by-laws or any of them, are confirmed and declared to be valid and binding upon the corporation of the Town of Sudbury, and it shall not be necessary for the purchasers of such debentures to enquire into the validity of the proceedings relating to the issue of same or to see to the application of purchase money therefor.

SCHEDULE "A."

No. By-law.	Date of passing By-law.	Nature of work under By-law.	Amount debt created.	Amount payable by town.	Amount payable by ratepayers.	Period of payment.	Rate of in- terest.
545	Feb. 5, '17.	A by-law to provide for the raising of \$21,000 for the purposes therein set forth, said purposes being to provide for extensions to existing waterworks system at a cost of \$12,000. To provide for extensions to existing electric light system, at a cost of \$7,000, and to provide a grant of \$2,000 for patriotic purposes in assisting recruiting and providing equipment for 227th Battalion	\$21,000.00	\$21,000.00		20 yrs.	5%
546	Feb. 5, '17.	A by-law to provide for raising \$5,000 for purposes therein set forth, said purposes being to provide for the improvement of Sudbury-Copper Cliff road at a cost of \$5,000	5,000.00	5,000.00		5 yrs.	5%
549	Feb. 28, '17.	Local improvement debentures to provide for the cost of construction of bitulithic pavements constructed during the year 1916.	64,390.55	39,845.35	\$24,543.20	20 yrs.	5%
550	Feb. 28 '17.	Local improvement debentures to provide for cost of sanitary sewers constructed during year 1916	17,226.00	8,031.28	9,194.72	20 yrs.	5%
551	Feb. 28, '17.	Local improvement debentures to provide for cost of construction of concrete walks during year 1916	8,133.18	4,879.90	3,253.28	10 yrs.	5%
552	Feb. 28 '17.	Local improvement debentures to provide for cost of construction of Warrentite paving during year 1916	10,288.70	5,975.77	4,312.93	10 yrs.	5%

CHAPTER 92.

An Act respecting the City of Toronto.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the City of Toronto has by petition prayed for special legislation in respect of the several matters hereinafter set forth; and whereas the Toronto and York Radial Railway Company and its predecessor The Metropolitan Street Railway Company have for many years held an exclusive franchise to operate a single line of street railway on Yonge Street within the said city, and it is desirable that provision should be made for a double track thereon; and whereas on the 29th day of January, 1913, the council of the said corporation passed, with the assent of the qualified ratepayers, By-law No. 6344 for an issue of debentures to the amount of \$6,677,000 for the purpose of making additions to and extending the water works, pumping and distribution plant of which debentures to the amount of \$5,290,488 have been issued but not sold, and it is desirable to issue new debentures for the same amount in place thereof upon a different plan; and whereas, to enable the said corporation more readily and profitably to dispose of debentures, it is desirable that the by-laws specified in Schedules "B" and "E" should be confirmed; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

55 V, c. 90,
s. 4 amended.

1. Section 4 of the Act passed in the fifty-fifth year of the reign of Her late Majesty Queen Victoria, chaptered 90, is amended by adding thereto the following as subsection (2):

Meaning of
section
declared.

- (2) It is hereby declared that the foregoing section means, and always has meant, that for the purposes mentioned therein, the council of the said corporation may borrow on the credit of the corporation at large such sums as may be necessary to defray the cost of the work, and may issue debentures for the sums so borrowed, and that it shall not be necessary that any by-law passed for that purpose

purpose shall impose a rate for the payment of the debt or interest, or that such by-law shall be submitted to or receive the assent of the electors.

2.—(1) Subject to the provisions of subsection (2), the said corporation may assess the land used with and appurtenant to a proposed new hotel to be erected on the property on Yonge Street and Victoria Street known as the Toronto Arcade, the Canadian Building and the Dominion Building adjoining the same on Victoria Street and the building to be erected thereon for a period of three years from the first day of January, 1917, at the sum of \$740,575, and after the expiration of the said three years at the sum of \$850,000 for a further period of ten years, and the by-law of the said corporation, No. 7677, set forth in Schedule "A" hereto is hereby validated and confirmed.

By-law
No. 7677,
fixing
assessment
of proposed
new hotel
on Toronto
Arcade
site con-
firmed.

(2) Nothing in subsection 1 shall affect or apply to taxation for school purposes or any rates levied under the provisions of *The Provincial War Tax Act, 1915* or of *The Act to authorize and confirm Grants by Municipal Corporations for Patriotic Purposes*, and amendments thereto.

School and
war taxes.

3. Section 5 of the Act passed in the first year of the reign of His Majesty King George V, chaptered 119, is amended by inserting therein the following as subsection (2):

1 Geo. V,
c. 119, s. 5
amended.

(2) The said corporation may exercise the powers granted by the foregoing section from time to time as circumstances may require.

Exercise
of powers.

This section shall be deemed to have been in force since March 24th, 1911.

4.—(1) The Corporation of the City of Toronto may pass a by-law to acquire, enter upon, take and expropriate that portion of the railway of The Toronto & York Radial Railway Company (Metropolitan Division) upon Yonge Street within the limits of the City of Toronto and all the real and personal property used in connection therewith and necessary for the operation thereof, including all franchises, rights and privileges which it now has or may enjoy respecting the construction, maintenance and operation of a railway within the city limits on the said street, paying such compensation therefor as may be agreed upon between the said company and the said corporation, or, in the event of disagreement, as may be determined by The Ontario Railway and Municipal Board, subject to either party having the right to one appeal to the Appellate Division of the Supreme Court of Ontario. Notice of such appeal shall be given within ten days after the award of the said board and the appeal shall be set down for hearing as provided by rules of court.

Power to
expropriate
that part of
Toronto and
York Radial
Railway.

Duties cast
on city if
part of
railway
taken over.

(2) In the event of the parties agreeing as to the compensation referred to in subsection 1 and as to the value of the running rights hereinafter referred to or of the Corporation of the City of Toronto accepting the award of the said board with reference thereto, or the judgment of the said Appellate Division upon appeal, the said corporation shall:

Construc-
tion
of double
line.

(a) construct, maintain, operate and equip a double line of railway of the standard railway gauge upon Yonge Street from the southern terminus of the said railway to the northern city limits, and may acquire lands and erect all necessary structures thereon for the said purposes;

Running
rights.

(b) grant running rights over the said double line of railway to the said Toronto & York Radial Railway Company upon such terms and conditions as may be mutually agreed upon, or, in the event of disagreement, as may be determined by the said Railway Board or by the judgment on appeal of the said Appellate Division as the case may be, the difference between the value of the property and rights referred to in subsection 1 and such running rights as may be agreed upon between the parties or as may be determined by the said board or on appeal as aforesaid to be paid to the party entitled thereto.

Payment of
costs and
damages if
award not
accepted.

(3) In the event of the Corporation of the City of Toronto not accepting the award of the said board or the judgment on appeal of the said Appellate Division the said corporation shall pay to the company its costs of the reference and award and of any appeal between solicitor and client, and shall also pay to the company the damages, if any, sustained by it in consequence of the expropriation proceedings, and such damages, if not mutually agreed upon, shall be determined by the said Railway Board.

Borrowing
powers.

(4) The Corporation of the City of Toronto may borrow money for the above-mentioned purposes by issues of debentures from time to time, as may be required, payable in not more than forty years, without the assent of the electors entitled to vote on money by-laws; at such rate of interest as may be determined from time to time by the council.

Rights of
company,
how
affected.

(5) Nothing in this section contained shall alter or affect The Toronto & York Radial Railway Company's existing franchise to operate and maintain its metropolitan division to any greater extent than shall be necessary to carry into effect the provisions of this section.

(6) Any by-law passed under subsection 1 shall be passed within three months after the passing of this Act, and the said Corporation of the City of Toronto shall have three months from the making of any award, or from the date of the judgment of the Appellate Division on any appeal therefrom to accept the same by by-law, and, failing such acceptance, the rights hereby conferred upon the said corporation shall cease.

Time for
passing ex-
propriation
by-law.

(7) In the event of the Corporation of the County of York making any claim against the Corporation of the City of Toronto by reason of the exercise of the powers conferred by this section the corporation of the county within one month after the passing of this Act shall furnish particulars of such claim to the said Corporation of the City of Toronto, and such claim, in the event of disagreement, shall be adjudicated upon and determined by The Ontario Railway and Municipal Board in a hearing and award to be made concurrently with the award as between the said railway company and the said Corporation of the City of Toronto. If such claim is not made within the said period of one month or if it is disallowed by the said board, or upon payment by the said Corporation of the City of Toronto to the said Corporation of the County of York of the amount of such award after taking over the railway as herein provided, the rights, if any, of the said Corporation of the County of York shall cease and determine.

Claim by
County of
York
against city.

5. The Act passed in the fifty-second year of the reign of Her late Majesty Queen Victoria, chaptered 74, is hereby amended as follows:

52 Vic. c. 74
amended.

(1) Section 5 is amended by striking out the words "on the first day of the months of January and July in each and every year" and by inserting in lieu thereof the following words, "or otherwise during the year on such dates as the council may determine."

Times for
payment of
interest on
debentures.

(2) Section 6 of the said Act is amended by adding thereto the following as subsection 2:

"(2) The levy to be raised and collected annually under this section for the payment of debt and interest represented by the debentures issued under this Act need not be the same for each year, but may vary in amount so as to admit of debentures being issued on the instalment principle in denominations of \$500 and \$1,000."

Variation of
amount to
be raised
from year
to year.

Buying out-
standing
debentures
of city with
approval of
Lieutenant-
Governor-
in Council.

6. Notwithstanding the provisions of *The Municipal Act*, or any other Act of this Legislature, the said corporation may, during the continuance of the present war, and for one year after peace has been established, buy in any of the corporation's debentures which were outstanding on the 31st December, 1916, and which had been previously sold in Great Britain, and may issue others payable at substantially the same time, or on the average at substantially the same time as those bought in and on such other terms and conditions as may be approved by the Lieutenant-Governor in Council, and the said Lieutenant-Governor in Council is hereby authorized to give such approval, and, for the purposes aforesaid, the said corporation may secure temporary loans from time to time for such amounts as may be required.

By-law No.
7769 re
Toronto
Suburban
Railway
confirmed.

7. By-law No. 7769 of the said corporation passed on the 5th day of February, 1917, set forth in Schedule "F" hereto is hereby validated and confirmed, and the said council is hereby declared to have had authority to pass the same; and service of a certified copy thereof at the Head Office of the Toronto Suburban Railway Company in the City of Toronto shall be deemed good and sufficient notice thereof to the said company.

Power to
borrow
\$1,531,683.44
for various
purposes.

8. The council of the said corporation may, without submitting the same to the electors qualified to vote on by-laws for the creation of debts, pass a by-law or by-laws for the issue of "Toronto Consolidated Loan Debentures" to raise the sum of \$1,531,683.44 for the following purposes:—

- | | |
|---|--------------|
| (a) Overdraft By-law 4480, high pres-
sure system.. . . . | \$ 79,195 00 |
| (b) Civic Car Lines, General By-laws
5626, 5933 and 7150, to cover
overdrafts and complete work.. | 140,000 00 |
| (c) Civic Car Lines, balance required
under By-law 7451 for purchase
of cars | 17,000 00 |
| (d) Bloor Street Civic Car Lines, for
amount already expended and to
complete work | 125,000 00 |
| Further extension on Bloor Street | 30,000 00 |
| (e) Water Works By-law 6343, to cover
overdraft and complete work | 600,218 88 |
| (f) Water Works By-law 6460, to cover
overdraft and complete work .. | 239,485 95 |
| (g) Water Works By-law 4357, to cover
overdraft and complete work .. | 83,604 94 |

(h)

(h) Various Water Works By-laws applying surplus in wiping out deficit:—

By-law.	Overdraft.	Surpluses.
4209	\$ 32,222 21	
4982	15,087 02	
5166	42,183 69	
5776 }		
6287 }	41,716 90	
6983 }		
5382		\$ 15,833 60
5453		46,699 35
6461		19,170 98
7071		15,141 40

\$131,209 82 \$96,845 33

To provide difference \$ 34,364 49

(i) North Toronto Sewage Disposal overdraft 38,870 25

(j) Overdraft in respect to By-laws 5417 and 7072 for the erection of fire halls and police stations 7,679 05

(k) Balance payable in connection with the erection of the City Hall . . 136,264 88

Total \$1,531,683.44

9. The by-laws of the said corporation specified in Schedule "B" hereto and all debentures issued or to be issued thereunder, and all assessments made or to be made, and all rates levied or to be levied for the payment thereof are validated and confirmed, and the said corporation is declared to have had power to pass, issue and levy the same.

10.—(1) The corporation may change the character of un-negotiated debentures to the amount of \$5,290,488, issued under By-law Number 6344 passed on January 29th, 1913 (as amended by By-law Number 6601 passed on July 21st, 1913 pursuant to the assent of the electors given on January 1st, 1913) for the issue of debentures to the amount of \$6,677,000.00 for the purpose of making additions to and extending the water works, pumping and distribution plant, in the following respects:

(2) The said corporation may pass by-laws for the issue of debentures to the amount of \$5,290,488, in the place and stead of debentures to the same amount heretofore issued under the authority of By-law Number 6344, but not negotiated.

(a)

- (a) In such sum or sums and at such times as may be required and determined by the council.
- (b) At such rate of interest as may be determined by the council at the time of their disposal.
- (c) On the instalment principle.

The said By-laws Numbers 6344 and 6601 are set forth as Schedules "C" and "D" hereto.

Confirma-
tion of
by-laws and
debentures.

11. All by-laws passed in substantial compliance with the provisions of sections 6, 8 and 10 and all debentures issued, or to be issued, in pursuance thereof, and all rates levied under such by-laws shall be legal, valid and binding, and no irregularity in the form of any of the debentures issued under the authority of this Act, or of any by-law authorizing the issue thereof, shall render the same invalid or be allowed as a defence to any action against the Corporation of the City of Toronto for the recovery of the amount thereof, or interest thereon, or any part thereof.

Agreement
with Toronto
Suburban
Railway Co.
for alternate
route in lieu
of that on
Davenport
Rd. easterly.

12.—(1) The said corporation may enter into an agreement with the Toronto Suburban Railway Company for an alternative route along any available highway, or upon a private right of way, or upon such other way as may be provided, to the northerly limit of the City of Toronto as the same existed at the date of the agreement of September 4th, 1899, set forth as Schedule B, to the Statute 63 Victoria, Chapter 124, in substitution for the route on Davenport Road easterly from Bathurst Street, as set forth in the said last mentioned agreement; and the said proposed agreement may be entered into notwithstanding the provisions of *The Municipal Franchises Act*, or any other statute to the contrary, and all the provisions and conditions of the said agreement of September, 1899, shall apply to the proposed agreement, and, upon the consummation of the said proposed agreement, the franchise of the said company upon the said portion of Davenport Road, east of Bathurst Street shall cease and terminate, but the said agreement of September 4th, 1899, shall not otherwise be affected by anything herein contained.

(2) In the event of no agreement being arrived at as to the alternative route referred to in the foregoing subsection, the Toronto Suburban Railway Company shall have until the 30th day of November, 1917, within which to construct, complete, equip, and put in operation their railway upon that portion of Davenport Road above referred to, as required by By-law Number 7644 of the Corporation of the City of Toronto, passed June 12th, 1916.

13. The said corporation may:

- (a) Apply any surplus which may arise in the general administration of the city's sinking fund as a whole, after full and adequate provision has been made for the individual sinking fund of all debenture debts, as required by by-laws constituting them, towards the creation, addition to, and maintenance of sinking funds for the purpose of providing for the payment in full as they mature, of those debenture debts of the corporation which do not now provide for sinking funds, or which only provide for partial sinking funds.
- (b) Instead of investing separately the annual sinking fund levy, in respect of any particular debenture debt, or the interest arising from the investments in the sinking fund applicable to any such debt, invest from time to time the whole or any part of the sinking fund moneys which may be on hand in such amounts as may be deemed desirable provided that a return shall be made by the city as at the 31st December in each year, showing the exact amount that should be accumulated as a sinking fund for each individual debt, in accordance with the terms of the by-law constituting such debt, and the aggregate of the securities held applicable to the sinking fund as a whole.
- (c) Transfer to the sinking fund, from time to time, the unrequired balance of any loan which may have been secured through the issue of debentures, also any other moneys which may from time to time be received by the Corporation in the realization of real estate or other permanent assets.

14. The by-laws of the said corporation specified in Schedule "E" hereto and all debentures issued or to be issued thereunder and all guarantees given by said corporation in respect of debentures guaranteed by the corporation under any of such by-laws and all assessments made or to be made and all rates levied or to be levied for the payment thereof, are validated and confirmed, and the corporation is declared to have had power to pass, issue and levy the same.

15. The industrial farm established by the said corporation under Section 5 of the Act passed in the first year of His

Application of surplus from administration of Sinking Fund.

General Investment of Sinking Fund.

Transfer to sinking fund of balances of loans.

By-laws specified in Schedule "E" confirmed.

Change of name of Industrial Farm.

His Majesty's reign, chaptered 119, and *The Industrial Farms Act*, shall be known as "The Toronto Municipal Farm," and shall continue to be subject to the provisions of said last mentioned Act.

Exemption from taxation of site acquired by Imperial Munitions Board.

16. The said corporation may exempt from assessment upon land and upon the buildings to be erected thereon, the site acquired or to be acquired in the said city in the Ashbridge's Bay industrial area by the Imperial Munitions Board, such exemption to continue during the period of the present European War and for a period of two years after the termination thereof.

Confirmation of order of Board re additional cars.

17.—(1) The Order of the Ontario Railway and Municipal Board, dated the 27th day of February, 1917, set forth in Schedule G, hereto, is hereby ratified and confirmed and declared to be legal, valid and binding, subject to subsection (2) hereof, but nothing herein shall interfere with the powers of the said Board under section 25 of *The Ontario Railway and Municipal Board Act*.

(2) Notwithstanding anything contained in section 2 of the said order the Board may on the application of the Toronto Railway Company for that purpose appoint any person to carry out the provisions of the said section.

55 V, c. 99, Sched. "A" s. 20, not binding.

(3) Section 20 of the agreement between the said Corporation of the City of Toronto and George Washington Kiely and others, set forth as Schedule "A" to the Act passed in the fifty-fifth year of the reign of Her late Majesty Queen Victoria, and chaptered 99, shall hereafter cease to be binding on the Toronto Railway Company.

SCHEDULE "A."

No. 7677. A BY-LAW

To grant a fixed assessment on certain property on Yonge and Victoria Streets upon which a new hotel is to be erected.

(Passed August 10th, 1916.)

Whereas an application has been made to the Board of Control, on behalf of a proposed new hotel company, which proposes to acquire the property now known as the Toronto Arcade, the Canadian Building and the Dominion Building, adjoining same on Victoria Street, and to erect thereon a new, modern, fireproof, first-class hotel, at an approximate cost of \$1,500,000, for a fixed assessment on the said land and said hotel for a term of years;

And whereas the Board of Control, by Report No. 17, has recommended that certain concessions be granted to the said proposed company;

Therefore, the Council of the Corporation of the City of Toronto enact as follows:—

I.

For a period of three years after the 1st of January, 1917, the land used with and appurtenant to the said proposed hotel and the building erected thereon shall be valued for the purpose of assessment at the sum of \$740,575.

II.

After the expiration of the said three years, the said property and building shall be valued for the purpose of assessment at the sum of \$850,000 for a further period of ten years immediately thereafter.

III.

The said property and building shall be liable, during the said periods, for business assessment on the said fixed assessments, in addition to the said fixed assessments.

IV.

In the event of the said property and building ceasing to be used for hotel purposes, the fixed assessments herein provided for shall cease, and the corporation shall be at liberty to assess the same in accordance with the provisions of *The Assessment Act*.

V.

Upon the incorporation of the said company, it shall enter into an agreement with the city to erect, complete and equip the proposed new hotel within three years from January 1st, 1917.

VI.

That an application be made to the Ontario Legislature at its next Session to validate the said assessments and this by-law.

THOS. SANDERSON,
Acting City Clerk.

T. L. CHURCH,
Mayor.

Council Chamber,
Toronto, August 10th, 1916.

SCHEDULE "B."

No. of by-law.	Nature of work under by-law.	When passed by Council.	Total cost of work.	Period of payment—years.	Rate of interest.
7577 and 7642	Laying revenue mains and house services	May 1st, 1916...	\$601,000	32	5%
7647	Public Schools' share of cost of Administration Building, and constructing and enlarging schools	June 26th, 1916..	143,000	30	5%
7648	Technical School Equipment	June 26th, 1916..	291,000	10	5%
7649	Completion of High School of Commerce, and High Schools' share of cost of Administration Building	June 26th, 1916..	49,000	30	5%

SCHEDULE "C."

No. 6344. A BY-LAW

To provide for the issue of "City of Toronto General Consolidated Loan Debentures" to the amount of \$6,677,000, for the purpose of making additions to and extending the Water Works Pumping and Distribution Plant.

(Passed January 29th, 1913.)

Whereas, in the opinion of this Council, it is desirable to make additions to and extend the water works pumping and distribution plant, at an estimated cost of \$6,677,000, and by Report No. 25 of the Committee on Works, adopted in Council on the 18th day of November, 1912, it is recommended that a by-law for the cost of the same should be submitted to the duly qualified ratepayers;

And whereas the said works have been approved of by the Provincial Board of Health, and such approval has been certified under the hand of the Chairman and Secretary of the Board;

And whereas it is necessary to raise by way of loan on the credit of the city the sum of \$6,677,000 for the purpose of the said additions and extension to the pumping and distribution plant, and to provide for the discount, if any, and the expenses incidental to the negotiation and sale of the debentures to be issued thereunder;

And whereas by an Act passed by the Legislature of the Province of Ontario in the 52nd year of the reign of Her late Majesty Queen

Victoria, and chaptered seventy-four, entitled *An Act respecting the Consolidation of the Debenture Debt of the City of Toronto*, as amended by an Act passed in the 58th year of her said reign and chaptered eighty-nine, it is amongst other things enacted that the Corporation of the City of Toronto may pass by-laws for authorizing the issue of debentures of the said city to an amount not exceeding in the whole twelve and one-half per centum of the assessed value of the whole of the rateable property in the city up to the first one hundred millions thereof, and eight per cent. of the assessed value of said property beyond the said sum of one hundred millions, as established and shown from time to time by the last revised assessment rolls of the said city, said debentures to bear interest at a rate not exceeding four per cent. per annum;

And whereas the amount of the whole rateable property in the City of Toronto, according to the last revised assessment rolls of the said city, being those prepared for the year one thousand nine hundred and twelve, is \$343,598,145, exclusive of the property liable for school taxation only, and exempt from general taxation;

And whereas the general debenture debt of the city, as authorized and controlled by the said Act, and exclusive of local improvement debts and of the debt incurred for water works purposes, and for the cost of a plant to distribute electric power and for the cost of civic car lines, which, according to the said Act and the City of Toronto Act, 1909, and The Municipal Act, are not to be counted as part of the general debenture debt, only amounts to \$26,162,108, of which debt no part of the principal or interest is in arrear;

And whereas the sum of \$6,677,000 is the debt intended to be created by this by-law;

And whereas it will require the sum of \$267,080 to be raised annually for a period of thirty-five and one-half years, the currency of the debentures to be issued under and by virtue of this by-law, to pay the interest of the said debt, and the sum of \$108,800 to be raised annually during the same period for the forming of a sinking fund for the payment of the debt created by this by-law, according to the provisions of the above recited Act, making in all the sum of \$375,880 to be raised annually as aforesaid;

And whereas it is necessary that such annual sum of \$375,880 shall be raised and levied in each year during the said period of thirty-five and one-half years, by a special rate sufficient therefor on all the rateable property in the Municipality of the City of Toronto;

Therefore the Council of the Corporation of the City of Toronto enact as follows:—

I.

It shall be lawful for the mayor of the City of Toronto and the city treasurer to raise by way of loan, upon the security of the debentures hereinafter mentioned, from any person or persons, body or bodies corporate, who may be willing to advance the same upon the credit of such debentures, a sum of money not exceeding in the whole the sum of \$6,677,000, and to cause the same to be paid into the hands of the said treasurer, for the purposes and with the objects above recited.

II.

It shall be lawful for the said mayor and treasurer to cause any number of debentures to be made for such sums of money as may be required for the purposes aforesaid, either in currency or sterling money, payable in gold coin, for not less than one hundred dollars currency, or twenty pounds sterling each, and not exceeding in the whole the said sum of \$6,677,000, and the said debentures shall be sealed with the seal of the said corporation, and be signed by the Mayor and the treasurer.

III.

The said debentures shall bear date the first-day of January, 1913, and shall be made payable on the first day of July, 1948, either in currency or sterling in Canada, Great Britain, or elsewhere, and shall have attached to them coupons for the payment of interest.

IV.

The said debentures shall bear interest at the rate of four per cent. per annum from the date thereof, which interest shall be payable half-yearly, on the first days of the months of January and July in each year, at the place where the said debentures are made payable.

V.

During the currency of the debentures to be issued under the authority of this by-law, the sum of \$267,080 shall be raised annually for the payment of interest on said debentures, and the sum of \$108,800 shall be raised annually for the purpose of forming a sinking fund for the payment of the principal of the said loan of \$6,677,000, in thirty-five and one-half years, according to the provisions of the above recited Act, making in all the sum of \$375,880 to be raised annually as aforesaid, and a special rate in the dollar upon all the assessed value of all the rateable property in the city of Toronto over and above all other rates and taxes, and which special rate shall be sufficient to produce in each year the said sum of \$375,880, shall be annually levied and collected in each and every year during the currency of the said debentures.

VI.

The said mayor and treasurer may cause the said debentures, or a sufficient amount thereof, to be sold or hypothecated, or may authorize the said debentures, or any portion thereof, to be purchased or taken as and for a temporary or permanent investment of the sinking fund of the City of Toronto, and the proceeds thereof, after providing for the discount (if any) and the expenses of the negotiation and sale thereof, shall be applied for the purposes above specified and for no other purpose.

VII.

The debentures to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the treasurer of this municipal corporation, be transferable except by entry by the treasurer or his deputy in the Debenture Registry Book of the said corporation at the city of _____," or to the like effect.

VIII.

This by-law shall take effect on, from and after the passing thereof.

IX.

And it is further enacted by the said Council of the City of Toronto that the votes of the electors of the said City of Toronto will be taken on this by-law on Wednesday, the 1st day of January, one thousand nine hundred and thirteen, at the same hour, and the same polling places and by the same deputy returning officers as for the municipal elections on the said day.

That

X.

That Friday, the 27th day of December, 1912, at 11 o'clock in the forenoon, at the mayor's office in the City Hall, shall be the time and place for the appointment by the mayor of persons to attend at the various polling places, and at the final summing up of the votes by the clerk respectively on behalf of the persons interested in, and promoting or opposing the passing of this by-law respectively.

XI.

That the clerk of the said municipal corporation shall attend at the City Hall at the hour of 12 o'clock noon, on Friday, the 3rd day of January, 1913, to sum up the number of votes given for and against this by-law.

W. A. LITTLEJOHN,
City Clerk.

H. C. HOCKEN,
Mayor.

Council Chamber,
Toronto, January 29th, 1913.

SCHEDULE "D."

No. 6601. A BY-LAW

To amend By-law 6344 respecting the issue of "City of Toronto General Consolidated Loan Debentures," to make additions to and extending the Water Works Pumping and Distribution Plant, by providing for an increase in the rate of interest from four to four and one-half per cent., and a corresponding increase in the amount to be raised annually.

(Passed July 21st, 1913.)

Whereas the Council of the Corporation of the City of Toronto, by By-law No. 6344, passed on the 29th day of January, 1913, and entitled "A By-law to provide for the issue of 'City of Toronto General Consolidated Loan Debentures' to the amount of \$6,677,000 for the purpose of making additions to and extending the Water Works Pumping and Distribution Plant" did, amongst other things, enact that it should be lawful for the mayor of the City of Toronto and the city treasurer to issue debentures to the amount of \$6,677,000, and that such debentures should bear interest at the rate of four per cent. per annum from the date thereof, and that during the currency of such debentures the sum of \$267,080 should be raised annually for the payment of the interest thereon;

And whereas no debentures made under the authority of said by-law have been sold or hypothecated by the said mayor and treasurer;

And whereas, owing to an advance in the rate of interest since the passing of said by-law, the debentures to be issued thereunder cannot be sold or disposed of, except at a discount involving a substantial reduction in the amount required to be provided;

And whereas by *The Municipal Act, 1913*, section 291, it is provided that where, owing to an advance in the rate of interest between the passing of a money by-law and the sale or other disposal of the debentures, they or any of them cannot be sold or disposed of, except at a discount involving a substantial reduction in the amount required to be provided, the council may, with the

approval

approval of the Ontario Railway and Municipal Board, and without submitting the same to the electors, pass a by-law to amend the first-mentioned by-law, by providing for an increased rate of interest, and for a corresponding increase in the amount to be raised annually;

Therefore the Council of the Corporation of the City of Toronto enact as follows:—

I.

That the said By-law No. 6344 be amended so as to provide for an increase in the rate of interest on the debentures to be issued thereunder from four to four and one-half per cent. per annum, and for a corresponding increase in the amount to be raised annually.

II.

That, to make such provision, said By-law No. 6344 be amended by striking out the word "four" in section IV thereof and substituting in lieu thereof the words "four and one-half," and also by striking out the words or figures "\$267,080" and "\$375,880," wherever they occur in section V thereof, and substituting in lieu thereof the words or figures "\$300,465" and "\$409,265," respectively.

III.

This by-law shall take effect on receiving the approval of The Ontario Railway and Municipal Board.

W. A. LITTLEJOHN,
City Clerk.

(L.S.)

H. C. HOCKEN,
Mayor.

Council Chamber,
Toronto, July 21st, 1913.

SCHEDULE "E."

No. of by-law.	Nature of work under by-law.	When passed by Council.	Total cost of work.	Amount to be borne by City.	Amount to be borne by ratepayers.	Period of pay- ment, years.	Rate of in- terest.
7610	Local improvements, concrete sidewalks Old North Toronto	May 1, 1916	3,321 59	293 66	3,027 93	20	5%
7653	Local improvement debentures consoli- dating the sums authorized to be bor- rowed by by-laws 7595 and 7611	June 26, 1916	30,986 27	7,481 79	23,504 48	10	5%
7595	Local improvement, tarvia pavement, Sherwood Avenue	May 1, 1916	15,143 31	5,047 77	10,095 54	10	5%
7611	Local improvements, concrete sidewalks, various streets in old North Toronto ..	May 1, 1916	15,842 96	2,434 02	13,408 94	10	5%
7654	Local improvement debentures, consoli- dating the sums authorized to be bor- rowed by by-laws 7590, 7592, 7594, 7615, and 7620	June 26, 1916	151,915 47	37,151 04	114,764 43	5	5%
7590	Local improvements, concrete sidewalks various streets	May 1, 1916	45,049 95	7,035 09	38,014 86	5	5%
7592	Local improvements, Rocnac Macadam pavements on various streets	May 1, 1916	44,628 09	8,739 73	35,888 36	5	5%
7594	Local improvement, Macadam pavement on Roxborough St. E.	May 1, 1916	14,400 35	9,251 97	5,148 38	5	5%
7615	Local improvements, gradings of vari- ous streets	May 1, 1916	47,714 30	12,124 25	35,590 05	5	5%
7620	Local improvement, opening lane in rear of Annette Street	May 15, 1916	122 78	.....	122 78	5	5%

No. of by-law.	Nature of work under by-law.	When passed by Council.	Total cost of work.	Amount to be borne by City.	Amount to be borne by ratepayers.	Period of pay- ment, years.	Rate of in- terest.
7655	Local improvements, consolidating the sums authorized to be borrowed by by-laws 7613 and 7619	June 26, 1916	1,449 82	184 14	1,265 68	3	5%
7613	Local improvement, plank sidewalk, Northland Avenue	May 1, 1916	111 03	50 27	60 76	3	5%
7619	Local improvement, extension and widening of Central Avenue	May 1, 1916	1,338 79	133 87	1,204 92	3	5%
7656	Consolidating Local improvement debentures authorized by by-laws 7586, 7587, 7588, 7589, 7591, 7593, 7596, 7597, 7598, 7599, 7600, 7601, 7602, 7603, 7604, 7605, 7606, 7607, 7608, 7609, 7612, 7614, 7616, 7617, 7618, and 7621	June 26, 1916					
7586	Asphalt pavements, various streets	May 1, 1916	4,888,140 87	2,016,707 38	2,871,433 49	10	5%
7587	Asphaltic pavements, various streets...	May 1, 1916	1,047,711 71	295,359 40	752,352 31	10	5%
7588	Bitulithic pavements on various streets	May 1, 1916	19,729 07	6,477 30	13,251 77	10	5%
7589	Brick block pavements on various streets	May 1, 1916	270,718 69	64,131 06	206,587 63	10	5%
7591	Concrete sidewalks, various streets.....	May 1, 1916	129,971 45	42,736 88	87,234 57	10	5%
7593	Asphalt pavement, Bloor Street	May 1, 1916	8,863 94	3,251 49	5,612 45	10	5%
7596	Treated wooden block pavement, Teraulay Street	May 1, 1916	44,599 20	32,049 37	12,549 83	10	5%
7597	Sewers on various streets	May 1, 1916	27,873 90	6,422 17	21,451 73	10	5%
		May 1, 1916	28,359 34	3,453 85	24,905 49	10	5%

7598	Sewers, East Toronto system, District A	May	1, 1916	688,997 19	294,641 56	394,355 63	10	5%
7599	Sewers, East Toronto system, District B	May	1, 1916	277,906 46	103,337 00	174,569 46	10	5%
7600	Sewers, East Toronto system, District C	May	1, 1916	89,204 47	37,232 06	51,972 41	10	5%
7601	Sewers, Quebec Avenue system	May	1, 1916	16,574 78	3,243 22	13,331 56	10	5%
7602	Sewers, Earls court, system 2	May	1, 1916	530,681 04	375,882 32	154,798 72	10	5%
7603	Sewers, Earls court, system 3	May	1, 1916	94,072 44	51,854 93	42,217 51	10	5%
7604	Sewers, Glenmanor system	May	1, 1916	24,381 61	6,949 37	17,432 24	10	5%
7605	Sewers, Glenmount Park system	May	1, 1916	37,429 72	12,144 03	25,285 69	10	5%
7606	Sewers, Kiswick system	May	1, 1916	14,875 42	2,135 19	12,740 23	10	5%
7607	Sewers, Midway District system	May	1, 1916	939,572 63	491,937 01	447,635 62	10	5%
7608	Sewers, Sunnyside system	May	1, 1916	7,511 85	1,762 26	5,749 59	10	5%
7609	Sewers, Wolverleigh system	May	1, 1916	36,451 93	1,070 70	35,381 23	10	5%
7612	Concrete walks, various streets	May	1, 1916	178,171 20	28,306 46	149,864 74	10	5%
7614	Concrete curbing, various streets	May	1, 1916	11,119 53	2,179 34	8,940 19	10	5%
7615	Widening various streets	May	1, 1916	116,640 82	85,372 33	31,268 49	10	5%
7617	Widening and extending various streets	May	1, 1916	73,191 90	19,082 82	54,109 08	10	5%
7618	Extensions, various streets	May	1, 1916	155,406 35	36,633 20	118,773 15	10	5%
7621	Extension of Brunswick Avenue	May	1, 1916	18,124 23	9,062 06	9,062 17	10	5%
7674	Guaranteeing Bonds of The Toronto Harbour Commissioners	July	10, 1916	1,500,000 00			40	4½%

SCHEDULE "F."

No. 7769. A BY-LAW.

To establish and lay down a line of railway on certain streets in Ward 7 south of Dundas Street.

(Passed February 5th, 1917.)

The Council of the Corporation of the City of Toronto, by a majority vote of all the members thereof, enacts as follows:

I.

This council doth hereby, pursuant to the provisions of section 30 of the agreement made between the Corporation of the Town of Toronto Junction and The Toronto Suburban Street Railway Company, Limited, dated the 11th day of November, A.D. 1899, approve of the recommendation of the city engineer that The Toronto Suburban Railway Company (formerly the Toronto Suburban Street Railway Company, Limited) construct and operate a line of railway upon each of the streets hereinafter set forth, and doth request the said company to complete and put in operation the said lines of railway on or before the 1st day of September, A.D. 1917.

The aforesaid streets are as follows:

Annette Street—From Keele Street to Dundas Street.
Ardagh Avenue—From Durie Street to Runnymede Road.
Armada Avenue—From Bloor Street to Colbeck Avenue.
Aziel Street—From Humberside Avenue to Annette Street.
Abbott Avenue—From Western Avenue to a point 110 feet east of Indian Road.

Beresford Avenue—From McGregor Avenue to Annette Street.
Beresford Avenue—From Bloor Street to Ardagh Avenue.
Bodwin Avenue—From Indian Grove to 220 feet west.
Barber Avenue—From Annette Street to Maher Avenue.
Brodd Avenue—From Dundas Street to West end.

Colbeck Street—From Kennedy Avenue to Jane Street.
Cataract Street—From Jane Street to 110 feet west of Jane.
Clendenan Avenue—From Bloor Street to Dundas Street.
Chelsea Avenue—From Indian Road to a point 180 feet east.
Central Avenue—From Indian Grove to a point 180 feet east of Indian Road.

Durie Avenue—From Bloor Street to Annette Street.

Evans Avenue—From Colbeck Avenue to Annette Street.
Evelyn Avenue—From Glenholme Avenue to St. John's Road.
Evelyn Crescent—From Glendonwynne Road to Fairview Avenue.
Edna Avenue—From Indian Grove to a point 436 feet east of Indian Road.

French Avenue—From Willard Avenue to Windermere Avenue.
Folkes Street—From Jane Street to 110 feet west.
Fisken Avenue—From St. John's Road to Dundas Street.
Ferguson Avenue—From Humberside Avenue to Annette Street.

Glendonwynne Road—From Bloor Street to Quebec Avenue.
Gothic Avenue—From Quebec Avenue to Quebec Avenue.
Glenholme Drive—From Fairview Avenue to Clendenan Avenue.
Glenwood Avenue—From Fairview Avenue to Kennedy Avenue.
Gilmour Avenue—From Woodside Avenue to St. John's Road.
Glenlake Avenue—From Pine Crest to a point 200 feet east of Indian Road.

High Park Avenue—From Bloor Street to Dundas Street.
Hillsview Avenue—From Medland Crescent to Keele Street.
Humberside Avenue—From Quebec Avenue to Dundas Street.
Howell Street—From Kennedy Avenue to Runnymede Road.
Harshaw Street—From Jane Street to 110 feet west of Jane Street.

Hughes Avenue—From Lincoln Street to MacGregor Avenue.

Indian Grove—From Bloor Street to Dundas Street.
Indian Road—From Bloor Street to Annette Street.
Indian Road Crescent—From Indian Road to Glenlake Avenue.

Jennings Avenue—Clendenan Avenue to West End.

Kennedy Avenue—From Bloor Street to Runnymede Road.
Keele Street—From Bloor Street to Annette Street.
Kenneth Avenue—From Western Avenue to a point 206 feet east of Indian Road.

Lincoln Avenue—From Gilmour Avenue to Beresford Avenue.
Laws Street—From Annette Street to St. John's Road.
Lessard Avenue—From Jane Street to 110 feet west of Jane Street.

Methuen Avenue—From Jane Street to 110 feet west of Jane Street.
Maher Street—From Gilmour Avenue to Runnymede Road.
Mountview Avenue—From Bloor Street to Glenlake Avenue.
Medland Crescent—From Oakmount Road to Humberside Avenue.
Medland Street—From Humberside Avenue to Dundas Street.
Mavety Street—From Hillsview Avenue to Dundas Street.
McGregor Avenue—From Durie Avenue to Runnymede Road.
Nelles Avenue—From Armadale Avenue to Jane Street.

Oakmount Road—From Bloor Street to Pacific Avenue.

Pine Crest Road—Clendenan Avenue to Quebec Avenue.

Quebec Avenue—From Bloor Street to Dundas Street.

Runnymede Road—From Bloor Street to Dundas Street.
Raymond Avenue—From Jane Street to 110 feet west of Jane Street.
Rowland Street—Clendenan Avenue to West End.

St. John's Road—From Runnymede Road to Gilmour Avenue.
St. John's Road—From Dundas Street to Fairview Avenue.
Spears Avenue—From Colbeck Avenue to Annette Street.

Vernon Street—From Gilmour Avenue to Runnymede Road.

Windermere Avenue—From Bloor Street to Annette Street.
Willard Avenue—From Bloor Street to Annette Street.
Weatherell Street—From Armadale Avenue to 110 feet west of Jane Street.

Woodside Avenue—From Evelyn Avenue to Runnymede Road.
Western Avenue—From Glenlake Avenue to Dundas Street.
Windeat Street—From Indian Grove to Indian Road Crescent.

W. A. LITTLEJOHN,
City Clerk.

COUNCIL CHAMBER,
Toronto, February 5th, 1917.

T. L. CHURCH,
Mayor.

(L.S.)

SCHEDULE "G."

THE ONTARIO RAILWAY AND MUNICIPAL BOARD.

ONTARIO.

BEFORE

D. M. McINTYRE, Esq., K.C.,	} Tuesday, the 27th day of February, A.D. 1917.
Chairman, and	
A. B. INGRAM, Esq.,	
Vice-Chairman.	

Between

The Corporation of the City of Toronto, Applicant,

and

The Toronto Railway Company, Respondent.

Upon the application of the above named applicant for a reopening and a reconsideration of the Order, herein, of the Board, dated the sixth day of November, 1914, in respect of the number of additional cars to be furnished by the respondent to accommodate reasonably the passengers offered for transportation, and upon hearing the evidence adduced and upon hearing counsel for the applicant and the respondent;

And it appearing that the equipment, appliances and service of the respondent in respect to the transportation of passengers are inadequate in that the respondent does not operate a sufficient number of cars;

1. This Board doth order that the respondent do place in operation on its system 100 additional double truck motor cars not later than the first day of January, 1918, and a further one hundred additional double truck motor cars not later than the first day of January, 1919;

2. And this Board doth order that to ensure the faithful and punctual performance of this order, the respondent do from time to time on the request of the applicant, inform the applicant of the things done by the respondent in and about the performance of this order, and that R. C. Harris, City Engineer, of the applicant, or his authorized representatives, shall from time to time have access to the premises, works and records of the respondent in order that the applicant may verify the information so given, and may be fully advised as to the progress and efforts made in carrying out this order;

3. And this Board doth further order that there be no costs to either party of this application, but that the respondent pay on this order the sum of \$30.00 in law stamps.

(Sgd.) D. M. McINTYRE,
Chairman.

CHAPTER 93.

An Act respecting the Town of Trenton.

Assented to 12th April, 1917.

WHEREAS the Corporation of the Town of Trenton Preamble. has, by its petition, represented that it is desirable that By-law Number 1164 to grant aid to British Chemical Company, Limited, by granting exemption from all taxes (except school taxes), to pay \$10,000 towards the purchase of a site for the works of the said company, and to close certain streets laid out on the plan of the said site, as set out in said by-law and agreement between the said British Chemical Company, Limited, and the said municipal corporation dated the eleventh day of December, 1916, annexed and marked Schedules "A" and "B" hereto respectively; and whereas it has also been represented in said petition that it is desirable that the exemption of all taxes (except school taxes) be also extended to the site of any proposed extension of the original works as contemplated in said agreement, and the extension thereof is in the course of construction and that certain streets in the said extended site be closed, according to plans of said original site, and extended site; and whereas it has been further represented that it is desirable that the said municipal corporation be empowered to purchase all those parts of lots three, four and five on the westerly side of Ontario Street according to Evans and Bolgers' registered plan, not owned by the Campbellford, Lake Ontario and Western Railway Company, particularly described as follows: All and singular those certain parcels or tracts of land and premises situate, lying and being in the Town of Trenton, in the County of Hastings, and Province of Ontario, and being composed of those parts of lots numbers three (3), four (4) and five (5), situate on the south side of Ontario Street, in the said Town of Trenton, more particularly described as follows: Commencing at a point at the south-east corner of Ontario and Ferry Streets; thence south along the eastern limit of Ferry Street, fifty-seven feet (57') to a point; thence easterly parallel with the south limit of Ontario Street two hundred and one feet eight inches (201'

8") to a point; thence northerly eight-four degrees and forty-four minutes east twenty feet (20') to a point; thence northerly forty-four feet (44') to a point in the south limit of Ontario Street; thence westerly along the said south limit of Ontario Street two hundred and seventeen feet (217') to the place of beginning; said lands being bounded on the north by Ontario Street, on the south by the lands of the Canadian Pacific Railway in said lots, and on the east by the lands owned by John Anger in said lot number three (3) as an industrial or factory site, and to pay the price or sum of Six thousand dollars, therefor, and to issue and dispose of instalment debentures of the said corporation to the said amount to raise the said sum of Six thousand dollars, repayable in ten years from the 15th day of November, 1917, with interest at five and one-half per cent., at the time and in amounts as set forth in Schedule "C" hereto; and whereas the said corporation has prayed that an Act may be passed confirming the said by-law and empowering the municipal council to do and perform all things necessary to be done and performed in the premises for the purposes aforesaid; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law 1164
and agree-
ment-with
British
Chemical Co.
confirmed.

1. By-law Number 1164 of the Town of Trenton and Agreement made and executed thereunder as set out in Schedules "A" and "B" hereto, and all debentures issued or to be issued thereunder, are hereby confirmed and declared legal, valid and binding according to the true intent and meaning thereof.

Conveyance
of certain
streets to
company.

2. The municipal corporation is hereby empowered and authorized in pursuance of said agreement to execute and deliver a conveyance of the following streets as laid out on registered plan of said town to British Chemical Company, Limited, namely: Ontario Street, Marmora Street, Leopold Street, Louis Street, and Bocage Street between the right of way of The Campbellford, Lake Ontario and Western Railway Company, the road allowance or street running along the southerly side of The Grand Trunk Railway's right of way, running through said Town of Trenton, and Sophia Street, Elizabeth Street, Agnes Street, Napier Street and Murray Street, running westerly from West Street, subject to any existing rights of the said railway companies; and the following streets between Sidney Street and West Street as laid out on a plan of Patricia Park duly registered, namely,

Creelman

Creelman Avenue, Fairburn Avenue, Baker Avenue, Oswald Avenue, McNicoll Avenue; Leonard Avenue, Elizabeth Avenue and Ramsay Avenue, north of Creelman Avenue.

3. All the rights of exemption from all municipal taxes granted British Chemical Company, Limited, by said recited agreement is hereby extended so as to include any and all lands, buildings, and works of said company, used and added to the original site by way of extension thereof.

4.—(1) The municipal corporation is hereby empowered to purchase the following lands, namely: All and singular those certain parcels or tracts of land and premises, situate, lying and being in the Town of Trenton, in the County of Hastings, and Province of Ontario, and being composed of those parts of lots numbers three (3), four (4) and five (5), situate on the south side of Ontario Street in the said Town of Trenton, more particularly described as follows: Commencing at a point at the south-east corner of Ontario and Ferry Streets; thence south along the eastern limit of Ferry Street fifty-seven feet (57') to a point; thence easterly parallel with the south limit of Ontario Street two hundred and one feet eight inches (201' 8") to a point; thence northerly eighty-four degrees and forty-four minutes east twenty feet (20') to a point; thence northerly forty-four feet (44') to a point in the south limit of Ontario Street; thence westerly along the said south limit of Ontario Street two hundred and seventeen feet (217') to the place of beginning; said lands being bounded on the north by Ontario Street, on the west by the eastern limit of Ferry Street, on the south by the lands of the Canadian Pacific Railway in said lots and on the east by the lands owned by John Auger in said lot number three (3) at a price or sum of \$6,000 and to issue instalment debentures for the said sum, repayable in ten years with interest at five and one-half per cent. per annum, falling due on the 15th day of November, in each year during the ten years after the passing of this Act, such instalments of principal and interest payable in any one year shall be equal as nearly as may be to what is payable for principal and interest in each of the other nine years as set out in Schedule "C" hereto.

(2) The said corporation may sell and convey the said land to any person at a price not less than that paid by the corporation or may lease the same for a term of years at a yearly rental of not less than one hundred and fifty dollars with all taxes, without the assent of the electors, and may also sell and convey to any person the said land at a price less than that paid by the corporation or lease said premises at a less rental than above mentioned, with the assent of the electors, as required in the case of bonus by-laws under *The Municipal Act*.

"Exemption," what to include.

5. Where exemption from municipal taxes is granted by this Act, the word "Exemption" shall apply to and include business tax, but shall not apply to or include taxes for school purposes nor to any rate levied under the provisions of *The Provincial War Tax Act, 1915*.

SCHEDULE "A."

BY-LAW No. 1164.

Passed the 11th day of December, '1916.

A by-law to authorize the Mayor and clerk to execute a certain agreement bearing date the eleventh day of December, A.D. 1916, between the Municipal Corporation of the Town of Trenton of the one part, and The British Chemical Company, Limited, of the other part, and provide for the issue of debentures of the said Town of Trenton for the sum of \$10,000 to raise the said sum of \$10,000 to be paid as a bonus, or aid to the said The British Chemical Company, Limited, to be applied and expended upon the purchase of a factory site by the said company.

And whereas the said The British Chemical Company, Limited, is desirous of establishing an industry for the manufacture of acids, chemicals, nitrated products and other articles in the Town of Trenton;

And whereas the said company has applied to the said corporation for aid and exemption from taxation of all taxes, excepting school taxes, upon its lands, plant and machinery used in said manufacture;

And whereas an agreement has been arrived at between the Municipal Corporation of the Town of Trenton and the said The British Chemical Company, Limited, in regard to the working and operating of said manufacture at Trenton, which said agreement is attached hereto and called Schedule "B" and forms a part of this by-law;

And whereas the said municipal corporation has agreed to grant and pay the said The British Chemical Company, Limited, the sum of \$10,000 to be applied towards the purchase of a site for said manufacture, as set out in said Schedule "B";

And whereas in order thereto it will be necessary to issue debentures of the Town of Trenton for the sum of \$10,000 as herein provided, which is the amount of the debt intended to be created by this by-law, the said debentures to be applied to the said purpose and no other;

And whereas it is desirable to issue the said debentures at one time and to make the principal of the said debt repayable in ten annual instalments falling due on the first day of November in each year during the ten years next after the passing of this by-law, such instalments of principal to be of such amount that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to what is payable for principal and interest each of the other nine years, as set forth in the Schedule "A" hereto annexed, with interest thereon at the rate of five and one-half per centum per annum, payable yearly, according to the coupons attached to the said debentures;

And whereas the total amount required by *The Municipal Act* to be raised annually during said ten years by special rate for paying the said debt and interest as hereinafter provided is \$1,326.67;

And whereas the amount of the whole rateable property of the Town of Trenton, according to the last revised assessment roll, being for the year 1916, is \$2,138,576.00;

And whereas the amount of the existing debenture debt of the said municipality is \$293,935.00, and no principal or interest is in arrear;

Now therefore the Municipal Council of the Corporation of the Town of Trenton enacts as follows:

1. That the mayor and clerk of the Municipality of Trenton be and they are hereby authorized to sign and execute an agreement hereinbefore recited between The British Chemical Company, Limited, of the one part, and The Municipal Corporation of the Town of Trenton, of the other part, and hereto annexed and called Schedule "B," and forming a part of this by-law, and the clerk to affix the corporate seal thereto.

2. That it shall be lawful for the mayor of the said municipality, for the purpose aforesaid, to raise the sum of \$10,000 and to issue debentures of the Town of Trenton to the amount of \$10,000, in sums of not less than \$100 each, payable in the manner and for the amounts and at the time respectively set forth in the said annexed Schedule "A."

3. The said debentures as to principal and interest shall be payable at the office of the treasurer of the municipality in the said Town of Trenton.

4. Each of the said debentures shall be signed by the mayor of the said town, or by some other person authorized by by-law to sign the same, and shall also be signed by the treasurer thereof, and the clerk of the said town shall attach thereto the corporate seal of the said municipality.

5. The said debentures shall bear interest at the rate of five and one-half per centum per annum, payable yearly, as set forth in the said annexed Schedule "A" at the office of the said treasurer of the said municipality, and shall have attached to them coupons for the payment of the said interest, which coupons shall be signed by the mayor and treasurer of the said Town of Trenton.

6. During the currency of the said debentures there shall be raised annually by special rate upon all the rateable property in the said Town of Trenton the sum of \$1,326.67 for the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt, as set forth in the said annexed Schedule "A."

7. This by-law shall take effect on the day of the passing thereof.

Carried in Committee
of the Whole.

W. H. IRELAND,
Mayor.

FRED. ABBOTT,
Chairman.

(Cor. Seal.)

J. W. DELANEY,
Clerk.

Schedule

Schedule "A" to By-law No. 1164.

Number.	Amount Instalment.	Amount Interest.	Total.	Date of Payment.
1....	\$776 68	\$550 00	\$1,326 67	November 1st, 1917
2....	819 40	507 28	1,326 67	" " 1918
3....	864 47	462 20	1,326 67	" " 1919
4....	912 00	414 67	1,326 67	" " 1920
5....	962 17	364 50	1,326 67	" " 1921
6....	1,015 09	311 58	1,326 67	" " 1922
7....	1,070 91	255 76	1,326 67	" " 1923
8....	1,129 81	196 86	1,326 67	" " 1924
9....	1,191 96	134 71	1,326 67	" " 1925
10....	1,257 51	69 16	1,326 67	" " 1926
\$10,000 00				

SCHEDULE "B."

Memorandum of Agreement entered into this 11th day of December, A.D. 1916.

Between

The Municipal Corporation of the Town of Trenton, hereinafter called the "Corporation," of the first part;

and

The British Chemical Company, Limited, a Company incorporated under the laws of the Dominion of Canada, hereinafter called the "Company," of the second part.

Whereas the said company is desirous of establishing and operating a factory and plant in the Town of Trenton for the manufacture of certain acids, chemicals, nitrated products and other products therein;

And whereas the said company is desirous of purchasing for the purpose of proper operation of the said proposed factory all the lands bounded by the road running along the southerly limit of the Grand Trunk Railway leading from Dam No. One across the Trent River, and Trent Canal easterly to Sidney Street, on the north; by the right-of-way of the Campbellford, Lake Ontario and Western Railway Company, on the south, by the waters of the River Trent on the west; and by West Street and the westerly limit of the Patricia Park property on the east, containing about one hundred and thirty-four acres of land;

And whereas certain options for the purchase of certain parts of the hereinbefore described lands have been taken and are held on behalf of the said corporation;

And whereas the said company ask that the said corporation aid the said company in the payment of the said purchase price of the said lands to the extent of (\$10,000) ten thousand dollars, and grant the said company exemption from all municipal taxes, and rates, except school taxes and rates, for a period of ten years from the first day of January, 1917, upon itself and upon the said lands, plant and machinery, used in operating said factory, manufacture and industry;

Now therefore this agreement witnesseth that in consideration of the premises and the mutual covenants and conditions hereinafter set out the said corporation and company hereby covenant and agree the one with the other as follows:—

And

1. The said company agrees to purchase all the lands hereinbefore described, so far as options have been obtained therefor, by the corporation and obtain a conveyance to it of the same in fee simple, subject to any rights already owned by the Canadian Northern Ontario Railway Company to operate a spur line across same or any part thereof, and also, subject to rights of the Campbellford, Lake Ontario and Western Railway Company; also to operate spur line already existing.

2. The said company agrees to locate, build and operate the said recited factory, plant and manufacture upon the hereinbefore described lands within the Town of Trenton, with full equipment of plant, machinery and tools, the same to cost not less than three hundred thousand dollars, exclusive of all costs of lands required.

3. The company further agrees to use the said lands solely for industrial purposes during the period that the exemption of taxation hereinafter provided for remains in force.

4. That the said company will employ on a daily average each month, during ten years from the said first day of January, 1917, except during legal holidays, and Sundays, and when said plant and factory unavoidably shut down, or closed, by reason of labor trouble, strike, or strikes, damage by fire, tempest or breakage necessitating the cessation of operation, for the purpose of making necessary repairs or for some other reason not caused by neglect of the company or its officers, and over which it has no control, not less than two hundred employees in the actual operation of said plant and manufacture, and if sufficient labor obtainable not less than five hundred employees, and after the present European war will allow inspection of the books and pay sheets of the said company by an official designated by the said corporation in so far as necessary to determine whether this agreement has been duly performed in this respect and furnish a statutory declaration giving full particulars of the number of persons employed during the preceding twelve months, with the names and times and days employed not later than the tenth day of January, in each year during the said term.

5. The corporation agrees to procure assignment to the said company of all options or agreement to purchase the said hereinbefore described block of land, or any part thereof, now held by it or by any person on its behalf, which include options from the Gilmour Door Company, Limited, George Keeler, and B. W. Powers and Son.

6. The said corporation at the time of closing the purchase and sale of the said lands and the obtaining absolute conveyance thereof to the said company to furnish and pay towards the purchase price thereof the sum of (\$10,000) ten thousand dollars.

7. The said corporation agrees that for the period of ten years from the first day of January, 1917, the company and the said lands with the factory buildings, plant and machinery as well present as future shall be totally exempt from all municipal and business rates and taxes, except school taxes, so long as the same is used for said manufacture, and factory operation only. This exemption will include as well all other erections upon said lands till after the close of the existing war.

8. The said corporation further agrees where necessary to pass such by-laws as may be required to close the streets, if any, running through the said described property, excepting the one running along the northerly boundary thereof, which shall also be closed during the continuance of the present European war, and the corporation shall convey free of charge to the company the lands forming the said streets, except the road on the northerly boundary of the said property and such lands shall thereafter be exempt from taxation as provided in paragraph seven of this Agreement.

9. It is further agreed between the parties hereto that if the company make default in carrying out this agreement as to operation, and neglect or refuse to carry out and perform the same within three months after having been notified of the default in writing, notice sent by registered letter addressed to the said company at its office in Trenton, Ont., to be deemed sufficient service of said notice, then these presents, to be deemed at the option of the said corporation null and void, as to exemption from taxation, and the benefits accruing to the said company hereunder cancelled and the said corporation to be entitled to repayment by the said company of the proportionate part of the (\$10,000) ten thousand dollars already paid upon said purchase money, having regard to the portion of the unexpired term of ten years, during which the said benefits were to be enjoyed, as if the said sum were to be paid in equal annual instalments accruing from month to month and action to recover same may at once be commenced.

10. And it is further understood and agreed that the said company may change its corporate name, or the company may be reorganized or merged with another company carrying on business in whole or in part similar to this company, provided that the new company shall assume all the liabilities, terms and conditions herein set out.

11. And it is further understood and agreed between the parties hereto that if the said corporation do not exercise the option or powers to cancel this agreement and enforce the repayment as set out in clause (9) nine herein the said failure to do so by the said corporation is not to be deemed a waiver of any such rights on the part of the corporation to exercise the same in case of any further or other default, at any time thereafter.

12. And the said corporation hereby agrees and undertakes to use all influence and endeavour to urge upon the Government of the Dominion of Canada, to open that part of the Trent canal and locks thereof to facilitate the operations of the said industry.

13. And the said Corporation agrees to maintain West Street and grade and repair same from the settled portion of the same to the gate leading into the said factory property.

14. The corporation shall obtain special legislation from the Legislature of Ontario, to authorize or confirm this agreement, to make due application therefor, and take all steps, and prosecute the application therefor with all diligence and means within its command, and will repeal any by-law or by-laws of the Municipal Council of the Corporation of the Town of Trenton now in existence that interfere with the operation of the said industry, and will not pass any by-law that will interfere with its operation.

15. It is further understood and agreed that the terms, conditions and covenants herein are to be binding upon and the benefits and advantages thereof to accrue to the successors and assigns of the respective parties hereto.

In witness whereof is affixed the corporate seals of the respective parties hereto, attested by the hands of the proper officers.

Witness:

BRITISH CHEMICAL COMPANY,
LIMITED.

(Seal.)

"W. H. IRELAND,"
Mayor.

"J. W. DELANEY,"
Clerk.

(Cor. Seal.)

BRITISH CHEMICAL COMPANY, LIMITED.

"F. G. BUSH,"
Secretary.

"G. R. DRENNAN,"
President.

SCHEDULE "C."

Number.	Amount In- stalment.	Amount Interest.	Total	Date of Payment.	
1	\$466 00	\$330 00	\$796 00	November	15th, 1917
2	491 64	304 36	796 00	"	" 1918
3	518 68	277 32	796 00	"	" 1919
4	514 21	248 79	796 00	"	" 1920
5	577 30	218 70	796 00	"	" 1921
6	609 05	186 95	796 00	"	" 1922
7	642 55	153 45	796 00	"	" 1923
8	677 89	118 11	796 00	"	" 1924
9	715 17	80 83	796 00	"	" 1925
10	754 51	41 49	796 00	"	" 1926
\$6,000 00					

CHAPTER 94.

An Act respecting the Town of Wallaceburg.

Assented to 12th April, 1917. .

Preamble.

WHEREAS the Corporation of the Town of Wallaceburg has, by its petition, prayed for special legislation in respect of the several matters hereinafter set forth; and whereas, by Chapter 103 of the Acts passed in the 4th year of the reign of His Majesty King George V, the said corporation was authorized to borrow \$200,000 to construct a waterworks and sewerage system for the said town and By-law No. 357 of the said town, passed for that purpose, was validated; and whereas the said corporation has expended for collecting sewers, main pumping stations, land and legal expenses and printing on the north side of the River Sydenham \$40,450, and on the south side of said river \$16,000 but on the east side of said river no money has been expended in respect of the sewerage system; and whereas the balance unexpended of the said \$200,000 will only be sufficient to complete the waterworks system; and whereas it is desirable that the cost of the sewers in the said town should be partly provided for by levying a uniform frontage rate as provided in By-law No. 570 of the said town, and that the lands fronting on the streets along which sewers have already been constructed should be assessed at the rate per foot provided by said by-law, although the work of constructing such sewers has already been performed and paid for out of said sum of \$200,000; and whereas the said corporation has prayed that By-law 570 set out in Schedule "A" should be confirmed, the same having been submitted to and approved of by the electors, and that the said corporation should be authorized to borrow money to construct sewers in the said town;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law No. 570 of the Municipal Corporation of the Town of Wallaceburg, set out as Schedule "A" hereto, is confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-law
No. 570
confirmed.

2. The said corporation may, under and subject to the provisions of *The Local Improvement Act*, borrow from time to time by the issue of debentures payable in not more than 30 years from the date of issue, such money as may be required to construct sewers in the said town in accordance with the said By-law No. 570.

Borrowing
money for
construction
of sewers.

3. The uniform frontage tax provided for by the said By-law No. 570 may also be assessed, levied and collected on and from the lands fronting or abutting on the streets along which sewers have already been constructed, notwithstanding that such sewers have been wholly constructed and paid for out of the moneys heretofore raised for the construction of a waterworks and a sewerage system, but the proceeds of such frontage tax shall be applied wholly in the payment of the debentures issued under By-law No. 357 of the said town.

Frontage
rate on
lands front-
ing on
sewers
already
constructed.

4. The restriction on the borrowing powers of the said corporation contained in the Act passed in the 6th year of the reign of his late Majesty King Edward VII, Chapter 101, shall not apply to the provisions of this Act.

Restriction
on borrow-
ing powers
not to apply.

SCHEDULE "A."

BY LAW No. 570

Of the Municipal Corporation of the Town of Wallaceburg respecting Frontage Assessments for Sewers built as Local Improvements and to regulate Sewers in the said Town.

Whereas it is expedient to provide a uniform frontage tax throughout the Town of Wallaceburg upon all streets upon which sewers have been constructed or may be constructed, and to provide an equitable mode of assessing corner lots.

Now the Municipal Council of the Corporation of the Town of Wallaceburg enacts as follows:—

1. *Council May Construct.*

That any owner or owners desiring to connect his premises with any common sewers, shall file a written application therefor on the blank form prescribed by the Council for a permit to make such connection, which application shall describe the work proposed to be done, the premises to be drained, and state the plumbing fixtures that are to be connected, and shall also sign the form of agreement prescribed by the council.

2. *Design.*

That all sewers constructed as local improvements and all house sewers shall be of such arrangement, form, size, material and construction, and the connection with other sewers shall be made in such a manner, and at such points and under such rules and regulations as the council may, upon the report of the town engineer, from time to time prescribe.

3. *Frontage Tax.*

That every owner of the property which is drained into any of the common sewers and every owner of property in front of which a sewer is constructed shall pay a uniform frontage tax of one dollar and fifty cents (\$1.50) per foot to be assessed on each assessable foot of frontage property so drained. Such amount shall be paid in thirty equal annual instalments of ten cents each per foot frontage, being a sum sufficient to pay both interest and principal for that amount and the instalments shall be payable to the town treasurer, but the treasurer may accept payment down of the amount, and such sum shall be levied and collected by a special rate against and upon the property assessed accordingly, in the same manner as other municipal taxes are collected.

4. *Special Assessment.*

That any owner desirous of connecting his premises with any common sewer or connecting it with any sewer for which the property has not been assessed, shall be assessed the same fixed frontage tax as if the sewers were constructed in front of the said property, and payment shall be made at the same time and in the same manner and for a like number of years as the payments along the sewers constructed, and shall be levied and collected accordingly, but any property so assessed shall be exempt from any assessment for any sewer constructed on the street in front of such property.

5. *Corner Lots.*

That corner lots shall be assessed for sewers constructed as local improvements as follows:—

(a) That corner lots shall be entitled to the exemption of one-half the total frontage thereof (on two streets) which is to be allowed on the second street on which the sewer is constructed, the total exemption on any one lot not to exceed one hundred feet.

(b) In cases where corner lots are built upon more than one side of the lot, each separate tenement shall be assessed as in paragraph four, whether such tenement be on the front of the lot or on the side of the lot, or whether owned by one person or by different persons.

(c) If the corner lot be triangular in shape, or otherwise so situated as to make a portion of the same unfit for building purposes, such allowance shall be made, having due regard to the situation; value and superficial area of said lot as compared with the adjoining lots or pieces of land as the engineer may deem just and equitable.

(d) The term "corner lot" shall be understood to mean the corner premises at the intersection of streets without reference to the lot as originally laid out.

6. *Collection.*

That the payments of the aforesaid frontage tax shall be placed in the collector's roll and collected with the other town taxes against said respective properties.

7. *Town's Share.*

That if the cost of any sewer or system of sewers exceeds the amount assessed as above provided on the abutting properties, the excess shall be borne by the corporation.

8. *Control.*

That all sanitary sewers, storm sewers and drains belonging to the town now laid down, constructed or built, or hereafter laid down, constructed or built, are to be under the direct control and management of the town engineer.

9. *Injury.*

That no person, firm or corporation shall injure, break or remove any portion of the sewer system or its appurtenances or throw or deposit in any sewer opening or receptacle connected with the sewer system, any garbage, offal, dead animals, vegetable parings, ashes, cinders, rags, or other matter or thing except feces, urine, the necessary closet paper, liquid house slops, and such roof water as the council and engineer may from time to time think proper.

10. *Cesspools.*

That no open gutter, cesspool, privy vault, underground drain or exhaust pipe from any steam or gas engine shall be connected with any sanitary sewer.

11. *Private Drains.*

That private sewers and drains, stable yards, timber drains, cellar drains and sub-soil drains, may be connected with sanitary sewers, but all such sewers shall be connected according to the rules and regulations prescribed and according to the directions of the engineer.

12. *Manufacturing Wastes.*

That manufacturing establishments shall construct, maintain and operate settling tanks, screens, etc., for the removal of such suspended matters as will injuriously affect the town sewer system or pumping machinery or the sewage disposal works. Such tanks, screens, etc., to be constructed and operated in accordance with the directions of the engineer and of the health authorities.

13. *Storm Water.*

That all street water, surface water and roof water from buildings shall be excluded from the sanitary sewers.

14. *Obstruction.*

That the engineer or council shall have the power to stop or prevent from discharging into the sewer system, any private sewer or drain through which substances are discharged which are liable to injure the sewers or obstruct the flow of sewage, or interfere in any way with the proper operation of pumping machinery or of the sewage disposal works.

15. *In Force.*

That this by-law shall come into force immediately upon the final passing thereof.

16. *Penalties.*

Any person convicted of a breach of this by-law shall forfeit and pay, at the discretion of the convicting magistrate or justice of the peace, a penalty of not exceeding the sum of twenty dollars (\$20.00) for each offence, exclusive of costs, and in default of payment of such penalty and costs forthwith, or costs only, the said penalty and costs or costs only may be levied by distress and sale of the goods and chattels of the offender, and in case of there being no sufficient distress found out of which the penalty could be levied, the convicting magistrate or justice of the peace may commit the offender to the common jail of the County of Kent, with or without hard labour, for any period not exceeding thirty days, unless the said penalty and costs be sooner paid.

Read a first time this 5th day of December, 1916.

Read a second time this 5th day of December, 1916.

Read a third time and finally passed this 16th day of January, 1917.

(Sgd.) A. G. CAMPBELL,
Mayor.

(L.S.)

(Sgd.) C. B. JACKSON,
Clerk.

CHAPTER 95.

An Act to confirm By-Law No. 709 of the
County of Waterloo.*Assented to 12th-April, 1917.*

HIS MAJESTY, by and with the advice and consent
of the Legislative Assembly of the Province of On-
tario, enacts as follows:—

1. By-law No. 709 of the Municipal Corporation of the County of Waterloo, set out in the Schedule hereto, is hereby confirmed and declared to be legal, valid and binding.

By-law 709
confirmed.

2. The approval of the said by-law by the Lieutenant-Governor in Council shall not be necessary, and the same shall take effect notwithstanding the absence of such approval.

Approval of
Lieutenant-
Governor in
Council not
required.

3. The Municipal Council of the Corporation of the County of Waterloo is hereby authorized to raise, from year to year, the necessary money for the purposes of the said by-law, by a special rate sufficient therefor, upon all the rateable property in the various municipalities comprised in the County of Waterloo on the basis of the assessment as equalized for county purposes.

Annual
special
rate.

SCHEDULE "A."

By-Law No. 709.

To grant aid to dependent relatives of certain unmarried officers and men, residents of the Municipality of the County of Waterloo, who, during the present war, may be on active service with the naval and military forces of the British Empire and Great Britain's Allies.

Whereas by an Act of the Legislative Assembly of the Province of Ontario, passed in the fifth year of the reign of His Majesty King George the Fifth, chaptered 37, power is given to municipal corporations to borrow money for the purpose of granting aid to dependent relatives of certain officers and men, who during the present war, may be on active service with the naval and military forces of the British Empire and Great Britain's Allies by the issue of debentures payable in not more than ten years from the date of issue, or on the security of promissory notes, or to raise the money in the estimates and levy for the same in the taxes for the current year;

And whereas, the wives, children and dependent relatives of married officers and men that have been killed in action or who have died from injuries received or illness contracted on active service during the present war, or who may hereafter be killed, or who may hereafter die from injuries received or illness contracted as aforesaid within twelve months after the declaration of peace are provided for by the Canadian Patriotic Fund, but the dependents of unmarried men are not so provided for;

Therefore the Municipal Council of the County of Waterloo by the Municipal Council thereof enacts as follows:—

1. That the sum of \$500 shall be paid the dependent relatives of each unmarried officer or man, resident of the Municipality of the County of Waterloo, killed in action, or who may have died from injuries received or illness contracted on active service during the present war, and a like sum shall be paid in the case of every unmarried soldier that may hereafter die from injuries received, or illness contracted, as aforesaid, within twelve months after the declaration of peace, and shall be paid at the rate of \$10 per month until the whole amount of \$500 shall have been paid.

2. That there shall be a County Pension Commission to manage the matters of expenditure and otherwise under this By-law and to report their action and proceedings to this council at each meeting thereof, such commission shall be composed of at least five members (three of whom shall be members of the council and two other persons) to be appointed from time to time by and to hold office during the pleasure of the council, and that the Warden, Chairman of Finance Committee and Chairman of Roads and Bridges Committee, along with Mr. Pattinson, of Preston, and Thomas Hilliard, of Waterloo, shall constitute said commission for each current year.

3. The Pensions Commission shall have authority to determine and decide all questions relating to the eligibility and status of the soldiers who are to be included under the provisions of this by-law and to fix the mode of payment of the benefits herein provided, and to vary the same in their discretion from time to time, but so as in no case to exceed the total amount provided in section numbered one of this by-law.

4. In the case of a deceased soldier who leaves neither father, mother, brother or sister surviving him, he shall not be deemed to have been insured under this by-law.

5. That a register be prepared and kept by the County Clerk, wherein shall be entered the name, regimental number, date and place of birth, brief personal description, and name and address of beneficiaries of each officer and soldier resident of the County of Waterloo, as defined in Clause 9 hereof, who has or shall have enlisted voluntarily for active overseas service in the Canadian Expeditionary Force in the present war, and that only such persons whose names appear in such register shall be deemed included under the provisions of this by-law.

6. Upon the acceptance and approval by the Commission of satisfactory proof of the death of a soldier duly registered as provided in Section 5 hereof, it shall be the duty of the secretary of the Commission to notify the clerk of the minor municipality in which the soldier's beneficiary resides, of the decision of the Commission in the case, and the council of the municipality may then pay the monthly allowance herein provided to the said beneficiary, beginning with the first day of the month immediately succeeding the receipt by the clerk of such notice. The council shall furnish to the Commission a certified statement giving in detail the amounts so paid out twice yearly, as at December 1st and June 1st, inclusive, during the continuance of the Pension Fund herein provided, and on receipt and approval of such statement the Commission shall cause to be paid to such minor municipality the amounts of the pensions so advanced.

7. That in cases where the minor municipalities have insured the lives of their soldiers and the amount of the policy has already been paid to the dependents of a soldier no further sum shall be paid to said dependents, but said minor municipality shall be reimbursed by the county in the amount of said claim.

8. That the Warden and Treasurer are hereby authorized to borrow from the Merchants Bank of Canada or from any other chartered bank having an office in the county from time to time, such sums of money on promissory notes bearing interest at five and one-half per cent. per annum, as may be necessary for the purposes of this fund.

9. This by-law shall only apply to the dependents of officers and men who have been residents of the County of Waterloo at least six months continuously previous to their enlistment for active service, and whose legal domicile is within the county limits.

10. This by-law shall not take effect until approved by the Lieutenant-Governor in Council and when so approved shall be legal and binding.

Passed at Kitchener, this 19th day of December, A.D. 1916.

SAMUEL CASSEL,
County Clerk.

PAUL SNIDER,
Warden.

CHAPTER 96.

An Act respecting the Town of Waterloo.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the Town of Waterloo has by its petition represented that on the 5th day of December, 1916, the council of the said corporation passed the first and second readings of a by-law entitled "By-law to grant exemption from taxes to The William Snider Milling Company, Limited," which said by-law is set out in Schedule "A" hereto; that the said by-law was duly submitted to the electors of the Town of Waterloo on the 1st day of January, 1917, as required by *The Municipal Act* when 321 electors voted for the by-law and 303 electors voted against the by-law, and that on the 8th day of January, 1917, the council of the said corporation finally passed the said by-law by the affirmative vote of the members thereof; and whereas it has been made to appear that exemption from taxation is to be granted to the company for valuable consideration, namely, the conveyance by the company to the town of about twenty acres of land which the town desires to acquire and for that reason the by-law is in its nature different from the ordinary bonus by-law; and whereas the said corporation has by petition prayed that an Act may be passed to confirm and validate the said by-law and that the said corporation be authorized to acquire the lands mentioned in the option recited in the said by-law and to enter into the covenants, undertakings and conditions therein provided for; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law No.
598 of Town
of Waterloo
confirmed.

1. Subject to section 2, By-law No. 598 of the Corporation of the Town of Waterloo, entitled "By-law to grant exemption from taxes to The William Snider Milling Company, Limited," set out in Schedule "A" hereto is hereby confirmed and declared to be legal, valid and binding upon the said Corporation

Corporation of the Town of Waterloo and the ratepayers thereof and upon all parties affected thereby, and the said Corporation of the Town of Waterloo is hereby authorized to accept the option mentioned in the recital to said by-law and to acquire the lands therein mentioned and to enter into the covenants, undertakings and conditions therein provided for.

2. The exemption from taxation provided for by the said by-law shall not apply to or include any rates required to be levied under *The Provincial War Tax Act, 1915*, or to any rates levied under the authority of *The Act to authorize and confirm grants by Municipal Corporations for Patriotic Purposes*.

SCHEDULE "A."

TOWN OF WATERLOO.

By-Law No. 598.

By-law to grant exemption from taxes to The William Snider Milling Company, Limited.

Whereas The William Snider Milling Company, Limited, have duly executed and delivered to the Corporation of the Town of Waterloo an option in the words and figures following:—

Agreement made this fourth day of December, one thousand nine hundred and sixteen,

Between

The Wm. Snider Milling Company, Limited, hereinafter called
"the Vendor," of the first part;

and

The Corporation of the Town of Waterloo, hereinafter called
"the Purchaser," of the second part.

Witnesseth that in consideration of the sum of two dollars, now paid by the Purchaser to the Vendor (the receipt whereof is hereby acknowledged), the Vendor hereby gives to the Purchaser an option irrevocable within the time for acceptance herein limited, to purchase free from encumbrance, all those certain parcels or tracts of land situate, lying and being in the Town of Waterloo, in the County of Waterloo, being composed of, firstly, all those portions lying north of Erb Street in the said town of the lands conveyed by F. W. Snider to the Vendor by conveyance dated 29th April, 1915, and registered as No. 8410, excepting and reserving that portion of the said lands adjoining the mill-pond, but not submerged by the waters thereof, lying between the production south-westerly to the water's edge of the mill-pond of the southerly limit of lot number nine of Jacob C. and Elias Snider's survey and the production south-westerly to the water's edge of the mill-pond of the south-easterly limit of lot number nine of Mielke's survey; and subject also to all estates, rights and privileges affecting any of the said lands given and devised by William Snider in and by paragraph number "3" of his last will and testament to his wife, Faith Snider, to use and occupy the same during her widowhood in connection with the residence and premises in the said paragraph referred to; secondly, all that portion of the lands conveyed to the Vendor by the said conveyance, lying easterly of King Street in the said Town of Waterloo.

In

In consideration for the conveyance of the said lands by the Vendor to the Purchaser, in case the said option shall be exercised and such conveyance shall be called for, the Purchaser shall exempt the Vendor and its assigns for the term of fifteen years, from the date of acceptance of this option from all taxes upon all the property conveyed by the said Conveyance No. 8410, excepting two messuages or stores on the south side of Erb Street, now occupied by tenants of the Vendor, said exemption from taxes to include all taxes in respect of real estate, business assessment, local improvement rates, and all other rates and taxes, save only school rates and taxes; and the Purchaser will further, in and by the conveyance to be given in pursuance hereof, covenant with the Vendor that, for the term of fifty years from the date of acceptance of this option, if the Vendor or its assigns shall so long use and occupy for milling purposes the property in the Town of Waterloo so used at present by the Vendor, the Vendor, or its assigns, shall have the right and privilege to maintain the water in the mill-pond on the lands firstly mentioned at the same height and in all respects as heretofore, and to take and use water therefrom for milling purposes, in all respects as heretofore, paying therefor one dollar per year; and will further covenant to permit the Vendor, or its assigns, at any time when the said dam or flood-gates therein shall, in the opinion of the Vendor, or its assigns, be in need of repair or rebuilding, to enter upon the said property for the purpose of making such repairs or so rebuilding the said dam or floodgates, so as to maintain the water as heretofore, and that the Purchaser will forthwith, upon demand by the Vendor, or its assigns, at any time after such repairs or rebuilding shall have been done, pay to the Vendor or its assigns one-half the cost of such repairs or rebuilding, and will further permit the Vendor at all times to control and regulate the flow of water from the said mill-dam, either through the flood-gates in connection therewith, or through the mill-race for milling purposes; and will further covenant to pay to the Vendor, upon demand, one-half of all damages with costs of all legal proceedings therefor, which the Vendor or its assigns may be obliged to pay during the said term of fifty years in consequence of the outflow or escape of water from the said dam; and will further covenant with the Vendor and its assigns that no portion of the lands covered by the waters of the mill-pond adjoining that part of the said lands north of Erb Street excepted and reserved as hereinbefore mentioned shall be filled in, nor shall the extent of the waters of the mill-pond as at present existing be in any way reduced or diminished, nor shall any road or other construction or work be made or established so as to prevent in any way the free and unrestricted access, as heretofore enjoyed, from the lands so excepted and reserved to the waters of the mill-pond and all portions thereof.

The Vendor agrees that from time to time during the said term of fifty years, the Purchaser shall be at liberty, at such times as the same can be done without impairing the Vendor's use of the waters of the mill-pond as above provided for, and upon the Vendor's consent thereto being obtained, to lower the waters of the said mill-pond for so long as may be necessary for the purpose of constructing and repairing bathing beaches along the shores of the said mill-pond.

The option hereby given shall be open for acceptance in writing by the Purchaser up to, but not after, the first day of June, 1917, and such acceptance may be by letter, mailed, postage prepaid and registered, addressed to the Vendor at Waterloo, Ontario; but such acceptance shall not be binding upon the Vendor unless the Purchaser shall, prior thereto, have obtained from the Legislature of the Province of Ontario, by statute duly enacted, full power and authority to so acquire the said lands and to enter into the covenants, undertakings and conditions herein provided for. Such acceptance by the Purchaser shall be deemed an acceptance of the title of the Vendor.

In witness whereof the Vendor has caused its corporate seal to be affixed hereto, attested by the hands of its president.

Signed, sealed and delivered
in the presence of

HERBERT SNIDER.

THE WM. SNIDER MILLING CO., LTD.,

FRED W. SNIDER,

Managing Director.

(Seal.)

And whereas it is deemed expedient to accept the said option;

Therefore the Municipal Corporation of the Town of Waterloo enacts as follows:—

1. That the said option be accepted.

2. That The William Snider Milling Company, Limited, and its assigns for the term of fifteen years from the date of acceptance of said option, be exempted from all taxes upon all the property conveyed by document mentioned in the said option and registered as No. 8410, excepting two messuages or stores on the south side of Erb Street, now occupied by tenants of The William Snider Milling Company, Limited, said exemption from taxes to include all taxes in respect of real estate, business assessment, local improvement rates and all other rates and taxes save only school rates and taxes, and rates and taxes under by-laws granting aid to Red Cross Societies and for other patriotic purposes which the council has no power to exempt.

3. That upon the said Company having paid the expenses of obtaining intended legislation to validate this by-law, and the costs of publication of the by-law, not exceeding in all two hundred dollars, the mayor and clerk be and they are hereby authorized and instructed to execute and affix the corporate seal of the Corporation of the Town of Waterloo to such writings, instruments or documents as may be necessary in order to carry out the intent and meaning of the said option.

4. This by-law shall take effect on the day of the final passing thereof.

Finally passed after the assent of the qualified electors by the affirmative vote of all the members of the Council this eighth day of January, 1917.

W. L. HILLIARD,

Mayor.

(Corporate Seal,)

JAMES C. HAIGHT,

Clerk.

CHAPTER 97.

An Act incorporating the City of Welland.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Corporation of the Town of Welland has, by petition, represented that the Town of Welland, owing to its excellent transportation facilities and splendid supply of electrical energy, become an important manufacturing centre, and now has a population of upwards of ten thousand, and that the town is the centre of a prosperous agricultural district; and whereas a large number of business men, manufacturers and other residents of the Town of Welland, have urged upon the council of the municipality to apply to have the town erected into a city, and the municipal council of the town has so determined; and whereas for the considerations aforesaid as well as other considerations, it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Incorporation of City of Welland.

1. On and after the first day of July, A.D. 1917 next, the Town of Welland be, and it is hereby incorporated as a city, and shall be known thereafter as the Corporation of the City of Welland, and as such shall enjoy and possess all the rights, powers and privileges under *The Municipal Act* now or hereafter in force in the Province of Ontario.

Rev. Stat. c. 192.

Wards.

2. The City of Welland shall be divided as the Town of Welland has heretofore been divided, into six wards, named respectively first ward, second ward, third ward, fourth ward, fifth ward and sixth ward, and the boundaries or limits of the said wards respectively shall be and remain as existed previously, unless thereafter changed under the provisions of *The Municipal Act*, then in force in this province.

Council—how composed.

3. The council of the said City of Welland shall consist of the mayor, who shall be the head thereof, and one alderman for every one thousand of the population, subject, however

ever, to the number of aldermen being changed under the provisions of *The Municipal Act*, then in force in this province in respect thereof. Provided, nevertheless, that the present mayor and council of the said town shall be and continue to be the mayor and council of the said city, and shall hold office until the election of their successors as and when provided to be held in cities under the provisions of *The Municipal Act*, and shall exercise all the rights and powers and perform all the duties pertaining to the office of mayor and alderman respectively of a city, and in the event of the death or resignation or disqualification of the mayor or any member of the said council, the vacancy shall be filled in the manner provided in *The Municipal Act*.

Rev. Stat.
c. 192.

4. The City of Welland shall in all matters whatsoever stand and be in the place and stead of the Town of Welland, and all property of every kind and all rights, interests, assets and effects, taxes, rates, dues, revenues, contracts, obligations and income now belonging to, or accruing due to, or which may be assessed for by the said town, shall pass, belong to and be the rights, property, assets, effects, taxes, revenues, contracts and obligation of the City of Welland; and in the assessment for, and collection of all the aforesaid property and revenues of every kind the City of Welland shall have as full power in its name to assess for, demand, collect, sue for and receive the same as the said town could have, and the said city shall assume and hereby assumes all bills, debts, debentures and liabilities of any and every kind now due, or contracted or accruing due, or for which the said town, but for the passing of this Act, would be liable, and the same shall and may be collected and sued for, from and against the City of Welland in precisely the same manner, except in the change of the name as against the Town of Welland; and all acts, matters and things whatsoever which might lawfully be done by the Town of Welland shall and may be done by the City of Welland, and all matters begun or initiated by the said town may be completed by the said city, the meaning and intention hereof being that in all matters and things the said city shall be and stand in the place of the said town.

City to
stand in-
stead of
town.

5. The officers and servants of the said town shall, until superseded in or removed from office by the council of the said city, remain the officers and servants of the said city, and the bonds now held by the Town of Welland, for the faithful performance of their duties shall continue to be in force against them and their sureties in favour of the said city to the same extent as they are now liable to the town.

Officers and
servants of
town to
remain in
office.

Application
of Rev. Stat.
c. 192.

6. The provisions of *The Municipal Act* relating to matters consequent on the formation of new municipal corporations and the other provisions of *The Municipal Act* aforesaid shall, except so far as is herein otherwise provided, apply to the corporation of the said City of Welland in the same manner as if the said Town of Welland had been erected into a city under the provisions of *The Municipal Act*.

Judicial
purposes.

7. The City of Welland shall be, remain and form part of the County of Welland, for judicial purposes, as is provided for in respect of other cities in the province.

CHAPTER 98.

An Act respecting the Township of York.

Assented to 12th April, 1917.

WHEREAS by an Act passed in the sixth year of the reign of His Majesty King George V, chaptered 100, the Municipal Corporation of the Township of York was empowered to pass by-laws to construct, maintain and operate systems of water works for any defined sections or areas of the said township, and to enter into an agreement with the Corporation of the City of Toronto respecting a supply of water, and whereas the said Municipal Corporation of the Township of York has by petition represented that it is desirable to make certain amendments to the said Act, and that an agreement dated the 18th day of July, 1916, has been executed by the Municipal Corporation of the Township of York, and by the Corporation of the City of Toronto; and that the council of the Municipal Corporation of the Township of York on the 5th day of February, 1917, passed By-laws numbers 4372 and 4373 for the construction of systems of waterworks for defined sections or areas of said township, the said by-laws having been approved by the Ontario Railway and Municipal Board as provided in said Act; and whereas the said corporation has by its petition prayed for the passing of an Act to amend the aforesaid Act, and that the agreement dated the 18th day of July, 1916, and the said By-laws numbers 4372 and 4373 be declared legal, valid and binding; and whereas by its said petition the Municipal Corporation of the Township of York has prayed for other special legislation for the purposes hereinafter set out; and whereas it is expedient to grant the prayer of the said petition; Preamble.

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

6 Geo. V.
c. 100, s. 1.
amended.

1. Section 1 of *An Act respecting the Township of York*, passed in the sixth year of the reign of His Majesty King George V., chaptered 100, is amended by inserting therein the following clause:—

(d) To provide, notwithstanding anything contained herein, that when a main or water pipe is used both as a trunk main and a service pipe, such part of the cost of the construction thereof, including any claim for compensation for damages arising out of or incidental to the same, as the council of the Municipal Corporation of the Township of York may determine, shall be raised as provided in clause (b), and the balance thereof as provided in clause (c).

Agreement
between
township
and City of
Toronto
confirmed.

2. The agreement made between the Corporation of the City of Toronto, and the Corporation of the Township of York, dated the 18th day of July, 1916, a copy of which agreement is set out in Schedule "A" hereto, is hereby ratified and confirmed and declared to be legal, valid and binding upon the parties thereto.

By-law No.
4372 con-
firmed.

3. By-law Number 4372 of the Municipal Corporation of the Township of York, passed on the fifth day of February, 1917, entitled a By-law "to authorize the construction, maintenance and operation of a system of waterworks in defined sections or areas of the Township of York adjacent to Eglinton Avenue and Weston Road," a copy of which by-law is set out in Schedule "B" hereto, is hereby confirmed and declared legal, valid and binding according to the true meaning and intent thereof.

By-law No.
4373 con-
firmed.

4. By-law Number 4373 of the Municipal Corporation of the Township of York, passed on the fifth day of February, 1917, entitled a By-law "to authorize the construction, maintenance and operation of a system of waterworks in the Township of York," a copy of which by-law is set out in Schedule "C" hereto, is hereby confirmed and declared legal, valid and binding according to the true meaning and intent thereof.

Power to
pass by-laws
for certain
purposes.
Regulating
size and
strength of
walls.

5. The Council of the Municipal Corporation of the Township of York may pass by-laws for the purposes mentioned in paragraph 4 of section 400 and paragraph 7 of section 406 of *The Municipal Act*.

By-law 4385
fixing
assessment
of property
of Russell
Motor Car
Co. con-
firmed.

6. By-law number 4385 of the Municipal Corporation of the Township of York, passed on the 12th day of January, 1917, entitled "A By-law providing for a fixed assessment of lands and premises hereinafter described for a period of twenty

twenty years," a copy of which by-law is set out in Schedule "D" hereto, is hereby confirmed and declared legal, valid and binding according to the true meaning and intent thereof, but the fixed assessment provided for by the said by-law shall not apply with respect to any rate levied under the provisions of *The Provincial War Tax Act, 1915*, or *The Act to authorize and confirm grants by Municipal Corporations for Patriotic Purposes*.

SCHEDULE "A."

Memorandum of Agreement made this eighteenth day of July, A.D. 1916.

Between

The Corporation of the City of Toronto, hereinafter called the "City," of the first part;
and

The Corporation of the Township of York, hereinafter called the "Township," of the second part.

1. Whereas the said Township is desirous of purchasing a supply of water from the said City, the said City agrees to sell water to the said Township, upon the terms and conditions hereinafter set out.

2. The said City agrees to supply water to the said Township. The points of contact between the two municipalities, at which water shall be supplied, and the manner thereof, shall be determined by the Commissioner of Works.

3. The supply shall be metered at such points of contact, to measure the quantity of water supplied, and the said Township shall pay for the purchase and installation of such meters, recorders, recorder houses, meter houses, meter chambers, drains, and everything connected therewith, but the City shall maintain such meters in repair, free of cost to the Township. The said Township shall during the winter months, at its own cost, continuously heat all recorder houses.

4. The said Township shall pay for such supply of water so metered, in accordance with the quantity which the meter, or meters shall record.

5. Should any meter, or meters, for any reasons fail to record accurately, or fail to record at all, the consumption is to be averaged and paid for by the said Township, for such period of failure, on the basis of the consumption for the three months preceding such failure, or the three months succeeding the time when such meter or meters have been placed in proper and efficient working order, as the Commissioner of Works shall determine.

6. The said Township shall pay the said City at the rate of 20c. per 1,000 imperial gallons.

7. The said Township agrees with the said City to pay to the said City the amount charged for the supply of water, as provided herein, immediately upon receiving an account from the City therefor.

8. The said Township shall not be entitled to any rebate from the City on account of water registered or passed by the meter, and for which the said City may call upon the said Township to pay.

9. The said Township, at its own expense, will supply and instal all necessary mains, hydrants, valves, recorders, meters, meter houses, apparatus, and services according to plans, profiles and specifications to be approved by the Commissioner of Works of the said City, and under the supervision and inspection of the said corporation, the said Township agreeing to pay the cost of such supervision and inspection.

10. The said Township agrees that all mains, hydrants, services, fittings and appliances which they lay, instal, furnish or maintain, shall be of the size, kind, quality and type required by the Commissioner of Works, and shall fulfil all requirements by way of structure and test which like articles supplied and used by the City, from time to time, may be required to fulfil or withstand.

11. The said Township shall provide and locate all valves, fittings and appliances, in such position as may be approved by the said Commissioner of Works.

12. When and as often as the said Township proposes to lay a water main, or mains, to be fed from the City supply, the said Township shall notify the Commissioner of Works of the said corporation, and submit a plan with said notification of the district to be supplied, such plan to show profiles, and widths of the streets on which the main, or mains, are proposed to be laid, together with size and location of mains, hydrants, valves and appliances, and like information pertaining to other services and utilities already installed, and a profile of the main as proposed to be laid.

13. The Commissioner of Works for the said City shall within four weeks after the receipt of said notice, express approval or disapproval of the plans submitted, or any other objection which he has to urge, under the terms and provisions of this agreement. The contemplated works shall not be proceeded with until the Commissioner of Works shall have given his approval thereto, but such Commissioner shall not withhold such approval except for good and just reasons.

14. Should the Township at any time deem it necessary to alter the grade of any street in which a main has been laid, within said Township, such main shall be re-laid forthwith upon the demand of the Commissioner of Works and at the sole expense of the said Township.

15. The Township shall notify the Commissioner of Works whenever it does any grading upon any thoroughfare upon which a water main is laid, when such grading reduces the covering of the water main below 5 ft. 6 in.

16. The said City hereby agrees with the said Township to make repairs to the system of distributing mains of the said Township served under this agreement, at as early a time as practicable after notification, first having regard for the needs of the City. This provision shall not extend to the services installed by the said Township and fed from such mains.

17. The aforesaid repairs shall be made at the expense of the Township, which agrees to make payment for such repairs immediately upon receiving account from the said City therefor.

18. The said City reserves the right, at any time, to manipulate valves, or anything connected with the water supply, within the

City limits, for its own use and protection. If this shall diminish, interrupt, or cut off the supply from the said Township, the said City shall not in any way be liable to the said Township on account thereof. This provision shall not be construed as giving the City the right of discontinuing any supply to the Township under this agreement.

19. The said City undertakes to exercise all due care and diligence in order to effect the intent of this agreement, but shall not be liable for any interruption, lack of continuity or variation in pressure, of the water supply from any cause whatsoever.

20. Upon the annexation of all, or any part, of the said Township supplied with water under this agreement, the said City shall assume all outstanding debenture indebtedness incurred for the purpose contemplated by this agreement, for that portion of the Township actually annexed, but only for the unexpired term of such debentures dated from the date of annexation; adjustment to be made between the parties as of date of annexation.

21. The rates provided for in this agreement may, at any time, be changed by mutual agreement, or by arbitration, as hereinafter provided.

22. If the said Township shall, at any time, fail to carry out the provisions of this agreement, or any of them, thereupon after receiving twenty days' notice thereof from the City, and failing to carry out the same, it shall forthwith cease to have any rights hereunder.

23. Any differences arising between the said City and the said Township, as to the construction of this agreement, the variation of the rates to be charged, or any matters relative thereto, shall be determined by arbitration as follows:—

24. The Commissioner of Works shall act as arbitrator for the said City, the Township Engineer for the said Township, and in the event of their failure to agree, the said Commissioner and Engineer shall select an umpire who shall be a County Judge of the County of York, whose determination shall be final and binding on all parties. Should said Commissioner and Engineer fail to agree in the choice of a County Judge, such officer shall be chosen by a Judge of the High Court, upon application of either of the parties to this agreement.

25. This agreement shall be validated by legislation.

26. In witness whereof the parties hereto have caused their respective corporate seals to be hereto affixed, attested by the hands of their proper officers, the day and year first above written.

Signed, sealed and delivered
in the presence of

T. CHURCH, *Mayor*,
T. BRADSHAW, *Treasurer*,

THE CORPORATION OF THE CITY OF
TORONTO.

(Seal.)

THOMAS GRIFFITH, *Reeve*,
W. A. CLARKE, *Clerk*.

THE CORPORATION OF THE TOWNSHIP
OF YORK.

(Seal.)

SCHEDULE

SCHEDULE "B."

BY-LAW NUMBER 4372.

To authorize the construction, maintenance and operation of a system of waterworks in defined sections or areas of the Township of York adjacent to Eglinton Avenue and Weston Road.

Whereas by Statutes of Ontario, 6 George V, chapter 100, the Municipal Corporation of the Township of York is authorized and empowered to pass by-laws to construct, maintain and operate a system of waterworks for any defined sections or areas of the said Township;

And whereas the said Municipal Corporation of the Township of York deems it advisable to construct, maintain and operate a system of waterworks for the following defined section or area in the said Township, namely:—

Commencing at a point on the Humber River where the southerly limits of the Town of Weston intersect the same; thence easterly along the south limits of the said Town of Weston to the Grand Trunk Railway property, thence southerly along the westerly limit of the said railway property to the intersection of the said limit with the north limit of Lot Number 2, Concession IV west of Yonge Street; thence easterly along the north limit of said Lot Number 2, through Concessions IV, III, II, and I, all west of Yonge Street, to a point where the north limit of said Lot Number 2 intersects the westerly limits of the City of Toronto; thence southerly following the said City limits, southerly, easterly, westerly and northerly (leading first in a southerly direction then in a westerly direction) according as they exist to the intersection of said City limits with the dividing line between the east and west halves of Lot number 36, Concession III from the bay; thence northerly along said dividing line to the southerly limit of Lot 38, Concession III from the bay; thence westerly along the said southerly limit of Lot Number 38, Concession III from the Bay, and southerly limit of Lot 8, Humber Range, to the Humber River; thence northerly along the Humber River to the point of beginning.

Hereinafter referred to as Section "A."

And whereas it appears from a report of the Engineer for the Township of York, adopted by the Council of this Municipality on the 15th day of December, 1916, that for the construction of the said system of waterworks it will be necessary to lay a trunk main on Eglinton Avenue, commencing at Duplex Street in the City of Toronto and running westerly to Weston Road and thence north westerly along Weston Road, together with such other mains as may be necessary to supply the said Section "A";

And whereas the engineer of the said corporation has prepared plans and specifications for the construction of the following portion of the said system of waterworks, namely:—

1. A 24 inch main on Eglinton Avenue running westerly from Duplex Street to Dufferin Street, of which the estimated cost is \$148,679.40;

2. A 12 inch main on Weston Road running north-westerly from the limits of the City of Toronto to Jane Street, of which the estimated cost is \$36,870.39;

And whereas the said plans and specifications have been approved by the Commissioner of Works for the City of Toronto in accordance with the terms of an agreement made between the Municipal Corporation of the City of Toronto and the Municipal Corporation

of the Township of York, dated the 18th day of July, 1916 (the approval of the said Commissioner of Works appearing from his certificate attached to the said plans and specifications);

And whereas the Council of this Corporation has submitted to the Provincial Board of Health the said plans and specifications for the construction of the said works and the engineer's report of the water supply and the work to be undertaken;

And whereas the necessary approval of the said Board has been obtained in accordance with the Statutes of Ontario known as *The Public Health Act*, section 89, as appears from the certificate of the Board dated the 4th day of October, 1916;

And whereas it appears from the said report that plans and specifications for the construction of the following water mains are now being prepared, namely:—

1. A 24 inch trunk main on Eglinton Avenue running westerly from Dufferin Street to Keele Street of which the estimated cost of construction is \$73,683.42;

2. A 16 inch trunk main on Eglinton Avenue running westerly from Keele Street to Weston Road of which the estimated cost of construction is \$27,017.03;

3. A 12 inch main on Spadina Road running southerly from Eglinton Avenue to the northerly limits of the City of Toronto of which the estimated cost of construction is \$22,410.60;

4. A 12 inch main road on Oakwood Avenue running southerly from Eglinton Avenue to the northerly limit of the City of Toronto of which the estimated cost of construction is \$26,740.20;

5. A 12 inch main on Vaughan Road running south-easterly from Oakwood Avenue to Wychwood Avenue, thence southerly on Wychwood Avenue to the limits of the City of Toronto, of which the estimated cost of construction is \$17,870.40.

6. A 12 inch main on Roach Street, Strathearn Road, Connaught Avenue and Wychwood Avenue, from Eglinton Avenue to the corner of Vaughan Road and Wychwood Avenue, of which the estimated cost of construction is \$18,085.10;

And whereas it appears from the said report that as the said section develops it may be necessary from time to time to construct other mains;

And whereas it appears from the said report that the house services on all streets on which the 12 inch mains are laid will be connected direct to the said mains and that the property abutting on same should be charged under section 1 (c) of the said Act on a local improvement basis at the same rate per foot frontage as other property within the section for branch water mains and that the excess of the cost of the construction of the said 12 inch mains as well as the entire cost of the 16 inch mains and 24 inch mains should be raised by a special rate on all the rateable property in the said section or area according to the last revised assessment roll;

Therefore the Municipal Council of the Corporation of the Township of York enacts as follows:—

1. That a system of waterworks be constructed, maintained and operated for said Section "A."

2. That the portions of the water system consisting of the following, namely:—

(a)

(a) The 24 inch trunk main on Eglinton Avenue, commencing at Duplex Street and running westerly to Dufferin Street;

(b) The 12 inch main on Weston Road commencing at the northerly limits of the City of Toronto and running north-westerly to Jane Street

be constructed in accordance with the plans and specifications hereinbefore referred to, prepared by the Township engineer and approved by the Commissioner of Works for the City of Toronto (provided that an agreement be first entered into between the said Municipal Corporation of the Township of York and the Corporation of the City of Toronto providing for the construction of so much of the 24 inch main on Eglinton Avenue as will be within the limits of the City of Toronto).

3. That the portions of the said system of waterworks hereinbefore referred to and consisting of:—

(1) A 24 inch trunk main on Eglinton Avenue running westerly from Dufferin Street to Keele Street;

(2) A 16 inch trunk main on Eglinton Avenue running westerly from Keele Street to Weston Road;

(3) A 12 inch main on Spadina Road running southerly from Eglinton Avenue to the northerly limits of the City of Toronto;

(4) A 12 inch main on Oakwood Avenue running southerly from Eglinton Avenue to the northerly limit of the City of Toronto;

(5) A 12 inch main on Vaughan Road running south-easterly from Oakwood Avenue to Wychwood Avenue, thence southerly on Wychwood Avenue to the limits of the City of Toronto;

(6) A 12 inch main on Roach Street, Strathearn Road and Connaught Avenue and Wychwood Avenue from Eglinton Avenue to the corner of Vaughan Road and Wychwood Avenue

be constructed in accordance with plans and specifications to be prepared by the Township engineer, subject to the approval of this council to be declared by resolution and to the approval of the Provincial Board of Health.

4. That the Township engineer do forthwith furnish such information as may be necessary for the making of a contract or contracts for the execution of the said works and each of them

5. That the said works shall be carried on and executed under the superintendence and according to the direction and orders of such engineer.

6. That the reeve and clerk of the Township are authorized to cause a contract or contracts for the construction of the works, or any part of them, to be made and entered into with some person or persons, firm or corporation, subject to the approval of this council to be declared by resolution.

7. That the treasurer may (subject to the approval of the council) agree with any bank or person for temporary advances of money to meet the cost of the said works pending the completion of the same.

8. That the entire cost of the construction of the 16 inch and 24 inch trunk mains on Eglinton Avenue and fifty-five per cent. (55%) of the entire cost of the 12 inch mains mentioned herein and also the entire cost of meters, recorders, meter houses and all necessary appliances, apparatus and structures for measuring and recording the amount of water passing from the City of Toronto into the

Township

Township of York (including any claim for compensation for damages arising out of or incidental to the same), shall be raised by a special rate on all the rateable property in the said Section "A" according to the last revised assessment roll.

9. That the balance, namely, forty-five per cent (45%) of the said entire cost of the 12 inch mains shall be raised on a local improvement basis in accordance with section 1 (c) of the above mentioned Act and shall be specially assessed on lots fronting and abutting directly on the work according to their respective frontages thereon, by an equal special rate per foot of such frontage sufficient to defray such cost.

10. That the following may be included in the cost of the work:—

(a) Engineering expenses;

(b) Cost of advertising and service of notices;

(c) Interest on temporary loans;

(d) Compensation for lands taken for the purposes of the work or injuriously affected by it and the expenses incurred by the corporation in connection with determining such compensation;

(e) The estimated cost of issuing and selling debentures and any discount allowed to the purchaser of them;

(f) Legal expenses in connection with the same.

11. That the special assessment shall be raised by such number of annual instalments as this council may hereafter by by-law determine.

12. That debentures to be issued for the loan to be effected to pay for the cost of the said works or any part of the same, when completed shall be issued on the instalment plan, and shall bear interest at such rate per cent. per annum, and be made payable within such number of years as this council may hereafter by by-law determine.

13. That any person whose lot is specially assessed to provide for the proportion of the cost of any of the said works to be raised on a local improvement basis as set out in paragraph numbered 9, hereof may commute for a payment in cash the special rates imposed thereon by paying the portion of the cost of the construction assessed upon such lot without the interest forthwith after the special assessment roll has been certified by the Clerk and at any time thereafter by the payment of such sum as when invested at four per cent. (4%) per annum will provide an annuity sufficient to pay the special rates for the non-expired portion of the term as they fall due.

14. This Council may from time to time pass a by-law, or by-laws, to provide for the construction in the said section as local improvement works of branch water mains, service pipes, hydrants, stop cocks, and appliances not provided for in this by-law, and which it may deem necessary or convenient for this system of water works hereby authorized to be constructed.

Passed this 5th day of February, A.D. 1917.

THOMAS GRIFFITH,
Reeve.

W. A. CLARKE,
Clerk.

SCHEDULE

SCHEDULE "C."

BY-LAW NUMBER 4373.

To authorize the construction, maintenance and operation of a system of waterworks in the Township of York.

Whereas by Statute of Ontario, 6 George V, chapter 100, the Municipal Corporation of the Township of York is authorized and empowered to pass by-laws to construct, maintain and operate a system of waterworks for any defined sections or areas of the said township;

And whereas the said Municipal Corporation of the Township of York deems it advisable to construct, maintain and operate a system of waterworks for the following defined section or area in the said township, namely:—

All that portion of the said Township of York which lies west of the City of Toronto and south of Section "A" as defined in Water By-law Number 4372.

Hereinafter referred to as Section "B."

And whereas it appears from a report of the engineer for the Township of York, adopted by the council of this municipality on the 15th day of December, 1916, that for the construction of the said system of waterworks it will be necessary to lay mains on Baby Point Road, Jane Street, St. Clair Avenue, Dundas Street, Bloor Street and such other streets as are shown in said report;

And whereas it appears from the said report that plans and specifications for the construction of the following portion of the said system of waterworks have been prepared, namely:—

1. A 12-inch main on Baby Point Road running westerly from the limits of the City of Toronto to the west side of Langmuir Avenue, of which the estimated cost is \$6,894.09;

And whereas the said plans and specifications have been approved by the Commissioner of Works for the City of Toronto in accordance with the terms of an agreement made between the Municipal Corporation of the City of Toronto and the Municipal Corporation of the Township of York dated the 18th day of July, 1916 (the approval of the said Commissioner of Works appearing from his certificate attached to the said plans and specifications);

And whereas the council of this corporation has submitted to the Provincial Board of Health the said plans and specifications for the construction of the said works and the engineer's report of the water supply and the work to be undertaken;

And whereas the necessary approval of the said board has been obtained in accordance with the Statutes of Ontario known as *The Public Health Act*, section 89, as appears from the certificate of the board dated the 4th day of October, 1916;

And whereas it appears from the said report that plans and specifications for the construction of the following water mains are now being prepared, namely:—

(a) A 12-inch main on Jane Street running northerly from Annette Street to St. Clair Avenue, of which the estimated cost of the construction is \$13,841.60;

(b) A 12 inch main on St. Clair Avenue running westerly from the limits of the City of Toronto to Jane Street, of which the estimated cost of construction is \$9,102.00;

(c)

(c) A 12-inch main on Dundas Street running north-westerly from Gilmour Avenue to St. Clair Avenue, of which the estimated cost is \$21,115.00;

(d) A 12-inch main on Bloor Street running westerly from Jane Street 1,600 feet more or less, of which the estimated cost of construction is \$6,970.00;

And whereas it appears from the said report that for the supply of the district known as "Swansea" it will be necessary to acquire from the City of Toronto the existing 12-inch main on Ellis Avenue, or to construct a new main on Windermere Avenue running southerly from the limits of the City of Toronto to Queen Street, of which the estimated cost is \$22,550.00;

And whereas it appears from the said report that as the said district develops it may be necessary from time to time to construct other mains;

And whereas it appears from the said report that the house services on all streets on which the 12-inch mains are laid will be connected direct to the said mains and that the property abutting on same should be charged under section 1 (c) of the said Act on a local improvement basis at the same rate per foot frontage as other property within the section for branch water mains and that the excess of the cost of the construction of the said twelve-inch mains should be raised by a special rate on all the rateable property in said Section "B" according to the last revised assessment roll;

Therefore the Municipal Council of the Corporation of the Township of York enacts as follows:—

1. That a system of waterworks be constructed, maintained and operated for said Section "B."

2. That the portion of the water system consisting of a 12-inch main on Baby Point Road running westerly from the limits of the City of Toronto to the west side of Langmuir Avenue, be constructed in accordance with the plans and specifications hereinbefore referred to, prepared by the township engineer and approved by the Commissioner of Works for the City of Toronto.

3. That the portions of the said system of waterworks hereinbefore referred to and consisting of:—

(a) A 12-inch main on Jane Street running northerly from Annette Street to St. Clair Avenue;

(b) A 12-inch main on St. Clair Avenue running westerly from the limits of the City of Toronto to Jane Street;

(c) A 12-inch main on Dundas Street running north-westerly from Gilmour Avenue to St. Clair Avenue;

(d) A 12-inch main on Bloor Street running westerly from Jane Street 1,600 feet more or less

be constructed in accordance with plans and specifications to be prepared by the township engineer subject to the approval of this council to be declared by resolution and to the approval of the Provincial Board of Health. (Provided that an agreement be first entered into between the said Municipal Corporation of the Township of York and the Corporation of the City of Toronto for the construction of so much of the said main on Dundas Street as will be within the limits of the City of Toronto).

4. That for the supply of Swansea either the existing 12-inch main on Ellis Avenue be acquired from the Corporation of the City of Toronto

Toronto, subject to the terms and conditions to be agreed upon and approved of by this council by resolution, or that a 12-inch main be constructed on Windermere Avenue according to plans and specifications to be prepared by the township engineer subject to the approval of this council to be declared by resolution and to the approval of the Provincial Board of Health, as the said council may deem advisable.

5. That the township engineer do forthwith furnish such information as may be necessary for the making of a contract or contracts for the execution of the said works and of each of them.

6. That the said works shall be carried on and executed under the superintendence and according to the direction and orders of such engineer.

7. That the reeve and clerk of the township are authorized to cause a contract or contracts for the construction of the works or any part of them to be made and entered into with some person or persons, firm or corporation, subject to the approval of this council to be declared by resolution.

8. That the treasurer may (subject to the approval of the council) agree with any bank or person for temporary advances of money to meet the cost of the said works pending the completion of the same.

9. That fifty-five per cent. of the entire cost of the construction of the 12-inch mains mentioned herein and also the entire cost of meters, recorders, meter houses and all necessary appliances, apparatus and structures for measuring and recording the amount of water passing from the City of Toronto into the Township of York (including any claim for compensation for damages arising out of or incidental to the same) shall be raised by a special rate on all the rateable property in the said Section "B" according to the last revised assessment roll.

10. That the balance, namely, forty-five per cent. (45%) of the said entire cost of the 12-inch mains shall be raised on a local improvement basis in accordance with section 1 (c) of the above-mentioned Act and shall be specially assessed on lots fronting and abutting directly on the work according to their respective frontages thereon, by an equal special rate per foot of such frontages sufficient to defray such cost.

11. That the following may be included in the cost of the work:—

(a) Engineering expenses.

(b) Cost of advertising and services of notices.

(c) Interest on temporary loans.

(d) Compensation for lands taken for the purposes of the work or injuriously affected by it and the expenses incurred by the corporation in connection with determining such compensation.

(e) The estimated cost of issuing and selling debentures and any discount allowed to the purchaser of them.

(f) Legal expenses in connection with the same.

12. That the special assessment shall be raised by such number of annual instalments as this council may hereafter by by-law determine.

13. That the debentures to be issued for the loan to be effected to pay for the cost of the said works or any part of the same when

completed

completed shall be issued on the instalment plan and shall bear interest at such rate per cent. per annum and be made payable within such number of years as this council may hereafter by by-law determine.

14. That any person whose lot is specially assessed to provide for the proportion of the cost of any of the said works to be raised on a local improvement basis as set out in paragraph numbered 10 hereof, may commute for a payment in cash the special rates imposed thereon by paying the portion of the cost of the construction assessed upon such lot without the interest forthwith after the special assessment roll has been certified by the clerk and at any time thereafter by the payment of such sum as when invested at four per cent. (4%) per annum will provide an annuity sufficient to pay the special rates for the non-expired portion of the term as they fall due.

15. This council may from time to time pass a by-law or by-laws to provide for the construction in the said section as local improvement works of branch watermains, service pipes, hydrants, stop cocks and appliances not provided for in this by-law and which it may deem necessary or convenient for the system of waterworks described herein.

Passed this 5th day of February, A.D. 1917.

THOMAS GRIFFITH,
Reeve.

W. A. CLARKE,
Clerk.

SCHEDULE "D."

BY-LAW NUMBER 4385.

A by-law providing for a fixed assessment of the lands and premises hereinafter described for a period of twenty years.

Whereas Russell Motor Car Company, Limited, have by their petition represented that the said Company are now seized of the lands and premises hereinafter described on which they contemplate erecting buildings and installing therein the necessary plant and machinery for the purposes of the business to be carried on thereon under the name of Canada Cycle & Motor Company, Limited, with such allied businesses and under such further or other names as Russell Motor Car Company, Limited, or Canada Cycle & Motor Company, Limited, may from time to time determine;

And whereas the said Russell Motor Car Company, Limited, have by their petition requested that a by-law be passed providing that the annual assessment of the said lands and premises be fixed for a period of twenty years to be computed from the 1st day of January, 1917.

And whereas it appears expedient to accede to the said request and to fix the assessment of the lands, buildings, plant and machinery for the period of twenty years as follows:—

For the first five years' period commencing with January 1st, 1917, at \$60,000; for the second five-year period, commencing with January 1st, 1922, at \$90,000; for the remaining ten years, commencing with January 1st, 1927, at \$120,000.

Now, therefore, be it enacted and it is hereby enacted by the Municipal Council of the Corporation of the Township of York:—

1. All that certain parcel of land and premises situate in the Township of York in the County of York and Province of Ontario, and being composed of part of Block "A" according to registered Plan

Number

Number M. 304, filed in the office of Land Titles at Toronto, and more particularly described as follows:—

Commencing at the intersection of the north-east limit of the right of way of the Canadian Pacific Railway (formerly the Toronto, Grey & Bruce Railway) with the south limit of Dufferin Street (formerly Weston Avenue) thence south-easterly along the northerly limit of the said right of way one thousand feet; thence easterly and parallel with the south limit of Dufferin Street aforesaid eleven hundred and thirty-one feet and five-tenths of a foot to a point; thence north fifteen degrees forty-three minutes west, seven hundred and eighty-nine feet and eight-tenths of a foot more or less to the south limit of Dufferin Street being the north boundary of said Block "A"; thence westerly along the last-named limit one thousand seven hundred and forty-six feet and one-tenth of a foot more or less to the place of beginning.

Together with a right of way over the west sixty-six feet of the lands adjoining and to the east of the lands herein described for the use of the owners and occupiers from time to time of the lands herein described in common with others entitled thereto; and subject to the easement referred to in a certain agreement registered thereon dated the thirty-first day of March, A.D. 1911, and made between the Toronto, Grey & Bruce Railway Company of the one part and one William G. Tretheway of the other part.

Together with all buildings, stock in trade, plant, machinery, fixtures and materials now or hereafter thereon, and all other personal and other assessable property of the said companies thereon for a period of twenty years to be computed from the 1st day of January, 1917, shall be annually assessed subject to the provisos contained herein, for all purposes en bloc as follows:—

For the first five-year period, commencing with January 1st, 1917, at sixty thousand dollars (\$60,000); for the second five-year period, commencing with January 1st, 1922, at ninety thousand dollars (\$90,000); for the remaining ten years, commencing with January 1st, 1927, at one hundred and twenty thousand dollars (\$120,000), which said sums are to be a fixed assessment.

But in case any part or parts of the said lands shall hereafter be leased or sold or used for the purpose of dwelling houses or for any purpose not connected with the business aforesaid, such part or parts of lands and the buildings thereon shall annually thereafter while used for the purpose of dwelling houses or for any other purposes not connected with the said businesses during the period of such fixed assessment be assessable as if this by-law had not been passed; provided, however, that the amount of the assessment fixed by this by-law for the lands used for the purposes of said businesses shall not on that account be reduced; and, in the event of the destruction of the said buildings or property, or any part thereof, so that the value of the same, with the said lands and other property, shall not be equal to the said sum of sixty thousand dollars (\$60,000) during the first five years, ninety thousand dollars (\$90,000) during the second five years, or one hundred and twenty thousand dollars (\$120,000) during the last ten-year period, the assessment shall be made while such value is under the amount of the fixed assessment hereby provided for as if this by-law had not been passed.

3. Provided that the business assessment of the said companies or any assessment in connection with the said lands and property which may be imposed by the Legislature based on the value of the said lands and property shall be based upon the fixed assessment as above set out for the term herein mentioned, subject to the provisions contained in paragraphs 2 and 5 hereof.

4. The assessors and other officers making such assessments are hereby authorized and required so to make their assessment and returns as to conform with the provisions of this by-law.

5. Notwithstanding anything contained herein the above mentioned lands and premises shall be liable to assessment and taxation for school purposes and local improvements and to the same extent as if this by-law were not passed.

6. An application shall be made by the said municipal corporation or Russell Motor Car Company, Limited, to the Legislature of the Province of Ontario to confirm this by-law and to carry the provisions thereof into effect, and if such application be made by the company the municipal corporation will give its consent thereto.

7. This by-law is passed subject to confirmation by the Legislature of the Province of Ontario.

Passed this 12th day of January, A.D. 1917.

THOMAS GRIFFITH,
Reeve.

W. A. CLARKE,
Clerk.

[SEAL.]

CHAPTER 99.

An Act respecting The Order of Canadian Home Circles.

Assented to 12th April, 1917.

Preamble.

WHEREAS The Order of Canadian Home Circles, a friendly society carrying on business under *The Ontario Insurance Act*, has by its petition set forth that in March 1915, at its annual session, it decided, by amendment to its constitution duly passed, to distribute \$200,000 then in its reserve fund; that thereafter an amendment to *The Ontario Insurance Act* was introduced and passed as 5 George V, chapter 30; that when the Bill for such purpose came before the Legislative Assembly in the year 1915, it was referred to a select committee, which recommended that the Order give to the Registrar of Friendly Societies an undertaking in form satisfactory to him to carry out in good faith a certain resolution adopted by the committee; that thereafter the said Order gave to the registrar an undertaking in proper form; that pursuant to the resolution of the committee, the registrar in performance of the duty cast upon him gave a direction in writing to the Order as to the manner and method according to which the said sum of \$200,000 was to be divided; that in such direction the registrar did not purport to deal with the interest on the said fund of \$200,000 or the balance of it remaining from time to time undistributed, because a use for the same had theretofore been provided in the amendment of the constitution of the Order which had been duly approved by the registrar under the provisions of section 184 of *The Ontario Insurance Act*; that the said Order has carried out in good faith everything required to be done by it under the resolution of the said select committee, and of the direction of the registrar, and has distributed or issued paid-up insurance certificates for the fund of \$200,000 amongst upwards of ten thousand persons entitled thereto, but notwithstanding this that it has been determined in an action brought by one Rushbrook in the Supreme Court of Ontario that the Order must pay and distribute the said fund in cash and not in paid-up insurance, and must pay the interest of the said fund to some of the persons sharing therein,
instead

instead of using same for the organization and general expenses of the Order; and whereas the said petitioner has prayed that an Act may be passed to sanction, ratify and confirm the said direction and scheme of distribution made by the Registrar of Friendly Societies and all acts and things done thereunder by the petitioner, and that it therein be declared that the discretion exercised by the said registrar was rightfully exercised and is not subject to review or appeal, and to entitle the petitioner to follow the direction of the said registrar, and to entitle the petitioner to use for its organization and general expenses the interest upon the said fund of \$200,000 or upon any balance thereof which from time to time remains, until the whole fund shall have been fully paid out, notwithstanding any order or judgment of any court to the contrary; and whereas it is expedient to grant the prayer of the said petitioner;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Registrar of Friendly Societies having exercised his discretion as to the manner and method in which the sum of \$200,000 of the reserve fund of the Order of Canadian Home Circles was to be distributed as set out in his direction, a copy of which is set out as Schedule "A" hereto, the same is hereby declared to be final, conclusive and binding upon all persons who are or have been members of the said Order of Canadian Home Circles and that the direction of the said registrar is and was not subject to review or to appeal.

Distribu-
tion of
reserve
fund of
\$200,000.

2. Notwithstanding any order or judgment to the contrary by any court, all acts and things accurately done by the Order of Canadian Home Circles in pursuance of the said direction or in pursuance of the amendments to the constitution of the said Order of Canadian Home Circles, passed at its annual session, held in March, 1915, and assented to by the Registrar of Friendly Societies on the 29th day of April, 1915, be and the same are hereby sanctioned, ratified and confirmed and are binding upon all persons who were or are members of the said Order of Canadian Home Circles, and are hereby declared to be valid and effective.

Confirma-
tion of
acts done by
society.

3. The use by the managing committee of the said Order of Canadian Home Circles of the interest accrued on the said fund of \$200,000 since the first day of May, 1914, for organization and general expenses of the said Order is hereby declared to have been legal, valid and proper, and the managing committee of the said Order is hereby authorized to

Use of
interest
derived
from invest-
ment of
reserve fund

use any balance of said interest now accrued and any interest hereafter to accrue upon any balance of the said fund from time to time remaining unpaid until the whole fund of \$200,000 shall have been fully paid out, for organization and general expenses of the Order or for such other purpose as the Order may hereafter determine by amendment to its constitution.

SCHEDULE "A"

In the matter of the Order of Canadian Home Circles and the distribution of \$200,000 out of the Reserve Fund of the said Order in accordance with the report of the Select Committee of the Legislature of Bill number 121, dated March 31st, 1915:

This is to certify that I have approved of the following plan of distribution of the sum of Two Hundred Thousand Dollars out of the Reserve Fund of the Order of Canadian Home Circles pursuant to the said Report and direct that the same be carried into effect, namely:

(1) That the sum of \$37,870.34 be provided for the payment of total disability benefits to members who were totally disabled prior to May 1st, 1914, and who filed proof of disability before July 1st, 1915, the actuary having certified that the said sum is the amount required to pay such benefits.

(2) That the sum of \$12,483.50 be paid to persons who attained their Life Expectancy age before May 1st, 1914, and had received less than two instalments of Life Expectancy benefits in such a manner that those who had received only one instalment shall receive a second instalment, and those who had received no payments shall receive two instalments.

(3) That the remaining sum of \$149,646.16 shall be apportioned among those entitled under Section 3 of the Select Committee's report, in such a manner that the amount apportioned to each member shall bear to \$149,646.16 the same ratio which the amount contributed to the Beneficiary Fund by such member between September, 1892, and March 1905, bears to the amount contributed to the Beneficiary Fund during said period by all the members entitled to share in the apportionment. The Supreme Secretary of the Order, having certified that \$149,646.16 (the amount to be distributed) is 11.04 per cent. of the amount contributed to the Beneficiary Fund between September, 1892, and March, 1905, by all the members entitled to participate in the apportionment, I direct that each person shall receive 10.8 per cent. of the amount contributed by him to the Beneficiary Fund during the said period and that the remainder of such apportionment shall be applied to the payment of the expenses occasioned by the distribution of the said Fund.

(4) The Order shall issue to each member who was in good standing on May 1st, 1914, a fully paid up certificate in the form attached hereto for the amount apportioned to him, and such certificate shall make the apportioned amount payable at his death or upon his reaching the Life Expectancy age fixed in the original certificate issued to him (whichever event first happens) with the option to such member of receiving in cash, on or after January 1st, 1917, the present worth of such certificate discounted at 5 per cent. per annum.

(5) Persons who were entitled to participate in the apportionment and who had not paid assessments and dues up to May 1st, 1914, shall have the option of paying in cash all dues fixed at 20 cents per month and all assessments left unpaid by him prior to May 1st, 1914, and receiving a paid-up certificate for the full amount apportioned to him, or he may have such arrears deducted from the present worth of the amount apportioned to him discounted at 5 per cent. per annum and receive the balance in cash.

(6) All members who have reached their original Life Expectancy age prior to the issue of such fully paid-up certificates, shall be paid in cash the amount due them.

(7) Totally disabled members shall be entitled to share in the apportionment the same as if they had not received Total Disability benefits.

(8) Those who have received Life Expectancy benefits shall be entitled to share in the apportionment the same as if they had not received benefits.

Dated at Toronto, this 5th day of February, 1916.

WILL J. VALE,
Registrar of Friendly Societies.

CHAPTER 100.

An Act respecting The Roman Catholic Episcopal Corporation of Ottawa.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Roman Catholic Episcopal Corporation of Ottawa has by petition prayed for special legislation in regard to the matters hereinafter set forth; and whereas the said corporation is the owner of Notre Dame Cemetery and of certain lands adjacent thereto, in the outskirts of the Town of Eastview, in the County of Carleton, namely, lots thirty-six to thirty-nine inclusive, and lots forty-seven to fifty-five inclusive, according to a plan registered in the Registry Office for the Registry Division of the County of Carleton as number forty-seven, which plan was amended by order of the county judge dated 30th October, 1916; and whereas the said corporation has used for interment purposes practically all of the lands suitable therefor comprised in the said cemetery; and whereas it has become desirable and expedient to extend the said cemetery and prepare additional lands in the extension for interment of the dead; and whereas the said corporation has acquired certain lands adjacent to the said cemetery for the purpose of said extension; and whereas there are no valid objections with regard to public health or service against the proposed extension; and whereas the said corporation desires authority to hold and use the said lands for cemetery purposes and make and allow interment of the dead therein at all times hereafter; and whereas the said corporation desires authority to make, alter, amend, enforce and repeal from time to time, rules, regulations and tariffs for the general and specific control and management of the said cemetery and the extension thereof, and the conduct of all and every the persons or person from time to time therein; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. *The Cemetery Act* shall apply to the Roman Catholic Cemetery Episcopal Corporation of Ottawa and to the lands held from time to time for cemetery purposes by the said corporation, save as is herein otherwise specially enacted.

2. It shall be lawful for the said corporation to hold and use for cemetery purposes and for the extension of Notre Dame Cemetery, and to make and allow interment of the dead at all times hereafter in the lands described as follows, namely:—Lots thirty-six to forty-one inclusive and lots forty-seven to fifty-five inclusive, according to a plan registered in the Registry Office for the Registry Division of the County of Carleton as number forty-seven, which plan was amended by order of the county judge dated 30th October, 1916.

CHAPTER 101.

An Act respecting Vestry Meetings in the
Diocese of Toronto.*Assented to 12th April, 1917.*

Preamble.

WHEREAS by an Act passed by the Parliament of the late Province of Upper Canada, in the third year of the reign of Her late Majesty Queen Victoria, chaptered 71, and entitled *An Act to make Provision for the Management of the Temporalities of the United Church of England and Ireland in this Province, and for other purposes therein mentioned* (commonly known and hereinafter referred to as the *Church Temporalities Act*), it was provided that a meeting of the vestry of every church within the meaning of the said Act should be holden on Monday in Easter week in each and every year for the election of churchwardens, and it was further provided that the members of such vestry at such meeting as aforesaid should have power to make by-laws for the regulation of their proceedings and for the management of the temporalities of the church or parish to which they belong; and whereas the said Synod has, by its petition, prayed that an Act be passed so as to enable the said Synod from time to time to fix the date at which vestry meetings shall or may be held within the said diocese, and it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Canon
fixing time
for holding
vestry
meetings.

1. Notwithstanding anything contained in the *Church Temporalities Act*, or in any Act amending such Act, the Incorporated Synod of the Diocese of Toronto may, from time to time, pass a Canon or Canons, and from time to time repeal or amend the same providing that the meetings of vestries for the election of churchwardens, whether of pewed or of free churches within the diocese of Toronto, may or shall be held at such time or times as shall be mentioned in the said Canon or Canons.

2. It shall be in the power of the members of vestries of either pewed or free churches, at such meetings as aforesaid, to make by-laws for the regulation of their proceedings and the management of the temporalities of the church or parish to which they belong, provided that the same shall not be repugnant to any law or statute in force in this Province, or contrary to any Canon of the Church of England in Canada.

By-laws and
regulations
re proceed-
ings.

CHAPTER 102.

An Act respecting Trinity (Bishop Strachan Memorial) Church, Cornwall.

Assented to 12th April, 1917.

Preamble.

WHEREAS the Reverend William Netten, Rector, and William Gibbens and Adam E. Currie, Esquires, Church Wardens of Trinity (Bishop Strachan Memorial) Church, in the Town of Cornwall have, by their petition, represented that lots numbers nineteen, twenty and twenty-one on the north side of Second Street and lots numbers nineteen, twenty and twenty-one on the south side of Third Street, in the said Town of Cornwall, were granted by the Crown in the year 1828 to certain trustees in trust, to convey the same when a parsonage or rectory should be built thereon to the incumbent appointed to such rectory and his successors forever as a sole corporation, to hold the same in trust for the sole use and benefit of the parishioners and inhabitants of the Town of Cornwall forever, being members of the Church of England, as a churchyard and burying ground for the inhabitants of the said Town of Cornwall being members of the Church of England and as appurtenant to the church built thereon; and whereas the surviving trustee in the said grant from the Crown in the year 1841 conveyed the said lands and premises to the Reverend Alexander Williams, then the incumbent of the said rectory as a corporation sole in pursuance of the said grant; and whereas the said lands are now vested in the said Reverend William Netten upon the trusts of the said grant; and whereas the said petition further represents that the burying ground, church, rectory, parish hall and other buildings belonging to the said church are now erected upon lots numbers nineteen, twenty and twenty-one on the north side of Second Street in the said Town of Cornwall, which lots are ample for all the parochial purposes of the said church; and whereas it is by the said petition further represented that the said church has for many years paid taxes upon lots numbers nineteen, twenty and twenty-one on the south side of Third Street in the said Town of Cornwall, which lots are not required for church purposes and the maintenance of which has become a burden

to

to the said church; and whereas in and by their said petition the said rector and church wardens have prayed that an Act may be passed to enable them to lease or sell said lots numbers nineteen, twenty and twenty-one on the south side of Third Street in the said Town of Cornwall, the proceeds of such leases or sales to be applied to the permanent endowment of the said church and such leases or sales to be upon such terms and conditions as the vestry of the said church may decide; and whereas by resolution of a special vestry meeting of the said church duly convened and held on the thirtieth day of October, A.D. 1916, the rector and church wardens of the said church were authorized to apply for an Act as aforesaid; and whereas by resolution of the Executive Committee of the Diocese of Ottawa within which diocese the said church is situated, duly passed on the nineteenth day of December, A.D. 1916, authority was given by the said diocese of Ottawa for the sale or lease of the said land subject to the approval of the Chancellor of the diocese, and on condition that the proceeds of sales or leases be applied upon the permanent endowment of the said church; and whereas subject to the provisions hereinafter set forth as to the application of any moneys derived from sale or lease of any of said lands it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Reverend William Netten, Rector, and William Gibbens and Adam E. Currie, Esquires, Church Wardens of Trinity (Bishop Strachan Memorial) Church, in the Town of Cornwall, and their successors as such, shall have power and it shall be lawful for them, in their own names, to lease or sell the following lands and premises, namely: lots numbers nineteen, twenty and twenty-one, on the south side of Third Street, in the Town of Cornwall, in the County of Stormont and Province of Ontario, in such lots and parcels, upon such terms and subject to such conditions as the vestry of the said Trinity (Bishop Strachan Memorial) Church may, by resolution decide, and subject to the approval of the Chancellor of the Diocese of Ottawa, as to the terms and conditions of any such lease or sale to be indicated by endorsement upon the conveyance, lease or other instrument affecting the same.

Power to
lease or sell
certain
land.

2. Any purchaser or lessee buying or leasing the said lands or any part thereof shall not be bound to see to the application of the purchase money or rentals thereof.

Purchaser
or lessee
not bound
to see to
application
of money.

3. The moneys arising from such sales shall constitute and be maintained by the said church wardens and their successors

Trusts on
which
money to
be held.

cessors

cessors as a trust fund and be invested, and the proper maintenance of said churchyard and burying-ground shall be a first charge on the income derived from such investment. Any surplus income from time to time on hand may be applied in or towards the maintenance of the church rectory and other buildings (being property of the said church) which may now be on any of said lands or which may hereafter be erected on any of the unsold lands mentioned in said grant from the Crown.

Application
of rents.

4. Any rents derived from any of said lands shall be applied in like manner as said income is applicable.

CHAPTER 103.

An Act respecting The Friends' Seminary of Ontario.

Assented to 12th April, 1917.

WHEREAS the Corporation of "The Trustees of the Friends' Seminary of Ontario," otherwise known as Pickering College, has by petition set forth that an Act was passed by the Legislature of the late Province of Canada in the session held in the 10th and 11th years of the reign of Her late Majesty Queen Victoria, chaptered 104, intituled *An Act to Incorporate the Trustees of The Friends' or Quakers' Seminary in the Township of Hallowell in the District of Prince Edward*; that by an Act passed by the Legislature of Ontario in the 34th year of the said reign, chaptered 94, after reciting that it was the opinion of the yearly meeting of the Society of Friends that the location of the said seminary should be changed to the Township of Pickering in the County of Ontario, it was enacted that the yearly meeting of the Society of Friends might establish a seminary in the said Township of Pickering, and appoint three trustees, who should be a body corporate and politic to be known as "The Trustees of the Friends' Seminary of Ontario"; that under the last mentioned Act the said corporation acquired certain lands in the Township of Pickering, and erected and carried on thereon an educational institution known as "Pickering College"; that by an Act passed by the Legislature of Ontario in the 8th year of the reign of His late Majesty King Edward the Seventh, chaptered 140, after reciting that the said school and residential buildings on the said lands had been destroyed by fire, it was enacted that the location of the said seminary should be changed to the Town of Newmarket and the Township of Whitchurch, in the County of York, and that certain lands more particularly described in the said Act should be vested in the said trustees and that the Town of Newmarket should have the right to supply light and water free of charge or at such reduced rates as might be agreed upon between the said Town of Newmarket and the said trustees; that pursuant to the said Act buildings have been erected upon the said lands and the

Preamble.
seminary

seminary has been carried on as an educational institution and an agreement has been made between the Corporation of the Town of Newmarket and the said trustees for the supply of light and water to the said seminary; that the said trustees and the Canada Yearly meeting of the Society of Friends by resolution and minute duly passed have set forth that it is desirable to put the said seminary on a broader and more permanent foundation by creating a self perpetuating corporation for the purpose of taking over and managing all the property, assets and undertakings of the said The Trustees of the Friends' Seminary of Ontario and that power may be given to such corporation to carry on the undertakings of the said seminary; and whereas the said corporation has prayed that an Act may be passed creating a new corporation to be known as Pickering College and transferring to the said new corporation the property, rights, assets, debts and liabilities of the existing corporation and substituting such new corporation for the existing corporation as a party to any contract heretofore entered into with the Municipal Corporation of the Town of Newmarket for the supply of light and water to the seminary; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

"Pickering College" incorporated.

1. Albert S. Rogers, City of Toronto, Ontario.
- William Harris, Police Village of Rockwood, Ontario.
- Eslie Terrill, Village of Wooler, Ontario.
- Joseph A. Cody, Town of Newmarket, Ontario.
- Joseph P. Rogers, City of Toronto, Ontario.
- Albert T. Walker, Village of Burgessville, Ontario.
- Albert A. Colquhoun, Village of Staffa, Ontario.
- Robert H. Cronk, Police Village of Pickering, Ontario.
- Elias Rogers, City of Toronto, Ontario.
- Cuthbert Wigham, City of Toronto, Ontario.
- Edgar W. Harris, Police Village of Rockwood, Ontario.
- William P. Firth, Town of Newmarket, Ontario.
- Clarence E. Pickett, City of Toronto, Ontario.
- Arthur F. Smith, City of Toronto, Ontario.
- J. Edward Widdifield, Town of Newmarket, Ontario.
- Seburn D. Cronk, Village of Wellington, Ontario.
- Arthur G. Dorland, Village of Wellington, Ontario.
- John W. Wigham, City of Toronto, Ontario.
- Samuel Rogers, City of Toronto, Ontario.
- Walter D. Gregory, City of Toronto, Ontario.

and such others as are now or shall under the authority of this Act be associated with them, shall be a body corporate

and

and politic under the name and style of "Pickering College" hereinafter called "The Corporation."

2.—(1) The Corporation shall consist in the first instance ^{Corporation how com-} of twenty members and the twenty persons whose names are ^{posed.} mentioned in section 1 shall be the first members of the Corporation.

(2) The first four persons named in section 1 shall hold ^{Term of} office for a period of five years from the date of the coming ^{office.} into force of this Act; the second four shall hold office for a period of four years from the date of the coming into force of this Act; the third four shall hold office for a period of three years from the date of the coming into force of this Act; the fourth four shall hold office for a period of two years from the date of the coming into force of this Act, and the fifth four above named shall hold office for a period of one year from the date of the coming into force of this Act.

(3) One-fifth in number of the said members shall retire ^{Retirement} every year and new members of the same number shall be ^{of one-fifth} elected for a period of five years by a vote of the members at ^{of members} the annual meeting of the Corporation. ^{annually.}

(4) Retiring members shall be eligible for re-election, and ^{Re-election} except where a vacancy occurs by reason of death or resig- ^{on retire-} nation, no person shall cease to be a member until his suc- ^{ment—} cessor is duly elected. ^{vacancies.}

(5) Where a vacancy occurs by reason of death or resig- ^{Death or} nation of a member, the vacancy shall be filled for the balance ^{resignation.} of the unexpired term of the member so dying or resigning by the election of a member to fill such vacancy by a vote of the remaining members at a meeting of the Corporation to be held as soon as conveniently may be after the vacancy occurs.

(6) The Corporation may by a vote of two-thirds of the ^{Increasing} members present at a meeting specially called for the pur- ^{number of} pose, increase the number of members of the Corporation to ^{members.} a number not exceeding thirty-five but in such manner that the same proportion of members, that is one-fifth, shall retire annually.

(7) Not less than three-fourths in number of the members ^{Three-} of the Corporation shall be members in good standing of the ^{fourths to} Religious Society of Friends. ^{be Friends.}

3. All the rights, powers, privileges, lands, buildings and ^{Property,} other real and personal property of the trustees of the ^{etc., of} Friends' Seminary of Ontario are transferred to and vested ^{present} in the Corporation of Pickering College and the Corporation ^{corporation} of Pickering College shall stand in the place of the Friends' ^{transferred} Seminary of Ontario and shall assume and be liable for all ^{to new} ^{corporation}

debts and liabilities of the Trustees of the Friends' Seminary of Ontario.

Corporate
powers.

4.—(1) The Corporation shall have the power to carry on the institution known as the Friends' Seminary of Ontario or Pickering College as an institution of learning and may receive, purchase and hold by any legal title whatsoever, all such lands, and other property, real and personal, as may be necessary for the use and occupation of the Corporation and may receive and hold for the benefit of the Corporation any gifts or donations general or special, or any legacies, devises or bequests of property real or personal, or any trust that may accrue directly or indirectly to the benefit of the corporation and may sell, lease, mortgage, alienate or transfer any such property by any legal title or process whatsoever and to apply the proceeds for the benefit of the Corporation, but any lands or tenements or interest therein so acquired and not required for the actual use and occupation of the Corporation shall not be held by the Corporation for a longer period than seven years and unless within that period such lands or tenements or interest therein have been absolutely disposed of by the Corporation the same shall be forfeited by the Corporation and shall vest in His Majesty for the use of the Province of Ontario.

(2) The land which may be acquired, held, accepted or received by the Corporation under the provisions of subsection 1 shall not exceed an annual value of \$20,000.

Invest-
ments.

5. The Corporation may invest from time to time any funds in its hand in such securities as, under the law of Ontario, may be the subject of investment by trustees.

Board of
manage-
ment

6.—(1) The members of the Corporation, present at the annual meeting of the corporation or an adjournment thereof, shall elect from amongst themselves a Board of Management composed of not less than five members of the Corporation to carry on and manage the said Friends' Seminary of Ontario or Pickering College and to direct and manage the affairs of the Corporation and more particularly but not so as to restrict the general powers of the board, the board may:—

Powers of
Board.

- (a) Determine the courses of study to be pursued in the seminary;
- (b) Appoint such teachers, officers and servants as they may deem advisable, and fix their salaries or other remuneration and tenure of office or term of employment;
- (c) Make regulations for the general management of the seminary;

(d)

(d) Enter into contracts and agreements and make payments for the execution of the purposes of the Corporation.

(e) Make by-laws not contrary to this Act or to the general law of Ontario, for the regulation of the affairs of the Corporation and vary and repeal the same as they may deem useful or necessary.

(2) No by-law passed by the board of management shall remain in force for a longer period than one year from the time of the making thereof unless in the meantime such by-law is confirmed by resolution passed at a general meeting of the Corporation.

Confirmation of
by-laws of
Board.

7. The Corporation is substituted for the Trustees of the Friends' Seminary of Ontario in any existing agreement between the Trustees of the Friends' Seminary of Ontario and the Corporation of the Town of Newmarket with respect to the supply of light and water to the Friends' Seminary; and the Corporation of the Town of Newmarket is authorized from time to time to enter into agreements with the Corporation for the like purposes.

Agreement
with Town
of New-
market.

8. Any provisions of the said Act passed in the session held in the 10th and 11th years of the reign of Her late Majesty Queen Victoria, chaptered 105, and of the Act passed by the Legislature of the Province of Ontario in the 34th year of Her late Majesty's reign, chaptered 94, and of the Act passed in the 8th year of the reign of His late Majesty King Edward the Seventh, chaptered 140, which are inconsistent with the provisions of this Act are repealed.

Repeal of
inconsistent
enactments.

9. This Act shall come into force on the thirtieth day of June, 1917.

Commence-
ment of
Act.

CHAPTER 104.

An Act to Incorporate Havergal College.

Assented to 12th April, 1917.

Preamble

WHEREAS The Havergal Ladies' College, Limited, has, by petition, represented that it was incorporated by Letters Patent under the Great Seal of Ontario, dated 28th October, 1896, to acquire the business of the Ladies' College theretofore carried on under the name of "Havergal Hall," and generally to extend and carry on same and to carry on the business of a ladies' school, college and residences; and whereas the said corporation duly acquired the business of the said "Havergal Hall" and has continued to carry on, and still carries on a ladies' school, college and residences under the name of Havergal College; and whereas the authorized capital of the said Havergal Ladies' College, Limited, is five hundred shares of the par value of fifty thousand dollars (\$50,000), all of which has been issued and fully paid up and is now outstanding; and whereas the whole of the said capital stock of the Havergal Ladies' College, Limited (with the exception of ten shares owned by two shareholders whose addresses are unknown and cannot be ascertained), has been transferred by the owners thereof to trustees to be transferred to the corporation hereby created in exchange for bonds of the said corporation of a like amount, it being the desire of the said shareholders that the Havergal Ladies' College, Limited, should be wound up and its property and assets transferred to the corporation hereby created, in order to ensure that such ladies' school, college and residences shall be carried on in accordance with the Protestant and Evangelical principles of the Church of England in Canada, to advance which it was established, and in accordance with which it has been continued since its foundation; and whereas the said company has, by its petition, prayed that an Act may be passed for such purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1.—(1) The persons hereinafter named, and their successors in office, are hereby constituted a corporation under the name of "Havergal College" (hereinafter referred to as "the new corporation"), for the purposes and with the powers herein mentioned.

New incorporation
"Havergal College."

(2) The said persons shall be trustees and shall constitute the Board of Governors, hereinafter called "The Board," and the following persons shall be the first Board, viz.—Newman Wright Hoyles, K.C., John Aird, Frederick C. Jarvis, Ellen M. Knox, Thomas R. O'Meara, Robert B. Harcourt, Thomas Millman, William R. Smallpiece, Lauchlan A. Hamilton, William H. Griffith Thomas, Reuben Millichamp and Henry J. Cody.

Board of trustees.

2. Upon a vacancy occurring, by death, resignation or otherwise, in the office of any of the said Board, his successor shall be appointed by the remaining members of the Board, or by a majority of them.

Vacancies.

3. The Board shall appoint annually one of their number to be chairman, who shall hold office for one year, or until his successor is appointed, and the Board may, from time to time, appoint one of their number to be vice-chairman. Provided that in the absence of the chairman from any Board meeting, or in case his office be vacant, the vice-chairman may act in his place, and in the absence of both chairman and vice-chairman, the Board may appoint one of their number to act as chairman of the meeting. The Board may appoint a secretary and treasurer and such other officers and employees as may be deemed necessary.

Chairman and vice-chairman.

4. The Board shall, until their number is changed, as below provided, consist of 12 members, but the number may from time to time be increased or decreased by a resolution of the Board passed at a special meeting called for the purpose, by the votes of a majority of the entire Board. Provided that the number shall never be less than five.

Number of members on board.

5. In addition to the powers conferred upon the new corporation by section 27 of *The Interpretation Act*, the new corporation shall have power to take over the undertakings and assets and to assume the liabilities of the Havergal Ladies' College, Limited, and to continue and carry on the ladies' school, college and residences and the other undertaking and

General powers of corporation.
Rev. Stat. c. 1.

business

business of the said the Havergal Ladies' College, Limited, and to acquire the assets and assume the liabilities of other schools or colleges if deemed wise, and generally to establish and carry on colleges and schools for the education of young ladies with boarding houses and other accessories in connection therewith, all of which shall be carried on in accordance with the Protestant and Evangelical principles of the Church of England in Canada, to advance which Havergal Hall and the Havergal Ladies' College, Limited, were established, and in accordance with which they have been carried on since their foundation.

Power to
hold land.

6.—(1) The new corporation shall also have power to take and hold land for the purposes of the new corporation and to alienate the same at pleasure.

Limitation
of amount.

(2) The land which may be taken and held by the new corporation under the provisions of subsection 1 shall not exceed an annual value of \$50,000, and the provisions of *The Mortmain and Charitable Uses Act* shall apply to the sale thereof by the new corporation, except that the period within which the land shall be sold shall be seven years instead of two years, and that it shall not be necessary to sell any land heretofore or hereafter taken or held which is actually and *bona-fide* used and occupied for the purposes of the new corporation.

Board to
exercise
powers, etc.

7. The powers of the new corporation shall be exercised by the Board, which may make and pass by-laws, resolutions, rules and regulations, not contrary to law or to the provisions of this Act, with respect to the conduct and management, in all respects, of the purposes and affairs of the Board, and the exercise of the powers hereby conferred, including among all other matters, the providing for the forfeiture of the office of trustee for non-attendance at meetings of the Board, the calling of meetings of the Board, the quorum, and the procedure in all things at such meetings, the appointment, functions, duties and removal of all officers, agents and servants and their remuneration, and management and administration of its colleges and schools and of all matters and things connected therewith; and the Board may confer upon the officers and persons employed in connection with its undertakings such powers of administration and discipline as it may think necessary.

Bond issue
of \$100,000.

8. The Board may create a bond issue (hereinafter referred to as "the special bond issue") of \$100,000, in such denominations, and subject to such terms and conditions as may be prescribed by the Board, such bonds to be secured

by

by a deed of mortgage upon such assets of the new corporation as the Board may direct and to bear interest at the rate of six (6) per cent. per annum and to contain a proviso that if in any year the Board shall be of the opinion that payment of interest on the said bonds would unduly hamper the operations of the new corporation, the payment of such interest, or so much thereof as the said Board may direct, shall be deferred until such time as the said Board shall fix, but so that payment of any instalment of interest or any part thereof shall not be deferred for more than five years after the same shall have become due.

9. The Board may issue \$50,000 of the bonds comprising the special bond issue to the trustees holding the shares of capital stock of the Havergal Ladies' College, Limited, as above-mentioned, to the amount of the said shares par for par (including bonds to the amount of \$1,000, in respect of the ten shares belonging to the two shareholders whose addresses are unknown), and thereupon the said trustees shall hold the said shares for the benefit of the new corporation and upon the transfer from the Havergal Ladies' College, Limited, to the new corporation provided for in section ten hereof, the trustees shall transfer the said shares (including the said ten shares which they are hereby authorized to transfer) to the new corporation, or to whom it may appoint, and thereupon the powers of the Havergal Ladies' College, Limited, shall cease. The Board may sell, hypothecate, pledge or otherwise deal with the balance of the said special bond issue for the purposes of the new corporation as it may deem advisable.

10. The Havergal Ladies' College, Limited, is hereby authorized, for a nominal or other consideration, to transfer to the new corporation its undertaking and assets, rights, powers and franchises, provided that the new corporation assumes and agrees to pay and carry out all the liabilities, contracts and obligations of the said Havergal Ladies' College, Limited.

11. Upon the said transfer being made, the new corporation shall be and become liable to all persons to whom the said Havergal Ladies' College, Limited, may at the time of such transfer be liable with respect to any liability or obligation, contractual or otherwise. Provided always that no right or claim existing against the said Havergal Ladies' College, Limited, shall be prejudiced by the said transfer, but all rights and remedies against the said Havergal Ladies' College, Limited, shall remain, and may be enforced, either against the said Havergal Ladies' College, Limited, or against the new corporation.

Borrowing
powers of
board.

12. The Board may, for the purpose of its undertaking only, borrow money from time to time and secure its repayment, and in order to secure such repayment may create mortgages, bonds, debentures, or other securities, charged upon the undertakings and assets of the new corporation, or any part thereof, and may, with the consent of the trustee for the time being of the special bond issue, give such mortgages, bonds, debentures or other securities priority over the special bond issue.

CHAPTER 105.

An Act to incorporate the Religious Hospitallers of the Hotel Dieu of St. Joseph of the Diocese of London, in the Province of Ontario.

Assented to 12th April, 1917.

WHEREAS an Association of Religious Ladies hath Preamble. existed for a number of years in the Diocese of London, in the Province of Ontario, under the name of the Religious Hospitallers of the Hotel Dieu of St. Joseph, who have formed an institution for the reception and instruction of orphans, for the relief of the poor, the sick and other necessitous; and whereas the said ladies have by their petition prayed that the said association may be incorporated in order that its affairs may be more efficiently administered and controlled; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Reverend Mother St. Charles, Sister St. Joseph, Sister Cecil Belleperche, Sister A. Janisse and Sister Marie de la Ferre, and such other persons as under the provisions of this Act shall become members of the said association, shall be and are hereby declared to be a body politic and corporate in deed and in name, under the name of "The Religious Hospitallers of Hotel Dieu of St. Joseph of the Diocese of London," and by that name shall have perpetual succession and a common seal, and shall have power from time to time to alter, renew or change such common seal at their pleasure. Incorporation.

2. The affairs of the said corporation shall be conducted and managed by the Mother Superior for the time being of the said corporation, assisted by a council composed of such other members of the corporation as shall be determined upon from time to time in accordance with the rules, orders and regulations of the corporation, and the said members shall be Management of affairs of corporation.

elected

elected in such manner and at such time and shall perform such duties and do such things as may be determined thereby. The Mother Superior shall form one of such council and be the head thereof, and shall be appointed by the members of the said corporation or otherwise as may be determined upon. The said Mother Superior and council for the time being shall have power and authority to make and establish such rules, orders and regulations not contrary to this Act, nor to the laws in force in this Province, as shall be deemed useful or necessary in the interests of the said corporation and in the proper management thereof, and for the admission of members into the said corporation and for all other purposes connected with its operations, undertakings and works, and may from time to time alter, repeal and change such rules, orders and regulations or any of them now in force or hereafter to be put in force, and shall and may execute and perform in such manner as may be directed by the said rules, orders and regulations, all and singular every deed or other assurance, matter and thing relating to the said corporation and the management thereof, its property and its undertakings and every matter or thing which shall or may appertain thereto.

Power to erect and maintain buildings for purposes of corporation.

3. In addition to its present undertakings the said corporation shall have power to erect, construct, equip and maintain buildings and other erections for the proper carrying on of its educational, hospital and other charitable works, and to do all other matters and things necessary for the carrying out of the objects in which the corporation may engage or be occupied with.

Power to sue and be sued.

4. The said corporation by its name may sue and be sued, plead and be impleaded, answer and be answered, in all courts of law and equity, and in all places whatsoever, in as large and ample a manner as any other body politic or corporate, or as any person or persons able or capable in law, may or can sue or be sued, implead and be impleaded, answer and be answered, in any manner whatsoever.

Non-liability of individual members of corporation.

5. Nothing herein contained shall have the effect or be construed to have the effect of rendering all or any of the said several persons hereinbefore mentioned, or all or any of the members of the said corporation, or any person whatever individually liable or accountable for or by reason of any debt, contracts or security incurred or entered into for or by reason of the corporation, or for or on account of or in respect of any matter or thing whatsoever relating to the said corporation.

6.—(1) The said corporation may acquire and hold as purchasers, donees, devisees or legatees, or in any other capacity, any interest in lands and tenements and may accept and receive gifts, devise or bequests and alienate, grant, lease, bargain, mortgage, sell, assign or otherwise dispose of any of such interests in lands or tenements and any of such gifts, devise or bequests as they may deem proper and in the interests of said corporation. Power to acquire and hold land, etc.

(2) The land which may be acquired, held, accepted or received by the corporation under the provisions of subsection 1 shall not exceed an annual value of \$50,000, and the provisions of *The Mortmain and Charitable Uses Act* shall apply except that the period within which the land shall be sold shall be seven years instead of two years and that it shall not be necessary to sell any land now or hereafter acquired, held, accepted or received which is actually and bona fide held, used and occupied for religious, educational and eleemosynary purposes. Value of land which may be held. Rev. Stat. c. 103.

7. All and every the estate and property, real and personal, granted to, or acquired by the said corporation, and all such estate and property real and personal now belonging to the said association under the name of the Religious Hospital-
lers of the Hotel Dieu of St. Joseph of the Diocese of London, Ontario, or hereafter acquired by the said corporation, shall be and are hereby vested in the said corporation. Vesting of land in corporation

8. The said corporation by its proper officers shall have power to borrow money for the purposes of its undertakings, works and charities, and as security for such loans may mortgage or otherwise charge its real or personal property and assets, or may give its promissory note or other instrument of security therefor. Borrowing powers.

9. The said corporation shall have power and authority to invest its funds in all such securities as trustees are permitted to invest in under the laws of the Province of Ontario now existing or hereafter passed. Investment of funds.

10. All the rents, revenues, assets and property of the said corporation shall be applied solely to the maintenance of the members of the corporation, the construction and maintenance of such buildings as may be required for the purposes of the corporation, and the furtherance of any or all of the objects and works in which the said corporation is now or may be hereafter engaged. Application of rents, revenues, etc.

CHAPTER 106.

An Act respecting the Young Men's Christian Association of the City of Kingston.

Assented to 12th April, 1917.

Preamble.

WHEREAS The Young Men's Christian Association of the City of Kingston has by petition represented that the said association was incorporated in the year 1888 under *An Act respecting Benevolent, Provident and other Societies*, being chapter 172 of the Revised Statutes of Ontario, 1887; and whereas the said association has for its object the spiritual, mental, social and physical improvement of young men and is governed by a constitution and by-laws which have received the assent of the members of said association; and whereas the work of the said association is carried on without profit or gain to the association; and whereas in spite of the active work of its members and the financial and other assistance said association receives from the citizens of Kingston, it is unable to meet its current annual expenditures; and whereas the paying membership of the association has been considerably reduced as a result of the enlistment of many of its members; and whereas the association derives no revenue from rent of rooms or from rent of any part of its building; and whereas the said association is undenominational; and whereas the members of the said association have by petition prayed to be exempted from the payment of taxes except garbage, school and war taxes and taxes for local improvements; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Exemption
of property
from
taxation.

1.—(1) The buildings of the Young Men's Christian Association of the City of Kingston, and the land whereon the same are erected shall, so long as the same are occupied by, and used for the purposes of the association, be and

the

the same are hereby declared to be exempt from taxation for the year 1916 and thereafter, except school, garbage and war taxes and taxes for local improvements and except as provided by subsection 2.

(2) Any portion of the buildings and lands of the association occupied by the caretaker of the said association or used for commercial purposes, including dormitories, bedrooms or lunchrooms, when so used, shall be subject to assessment and taxation for municipal and school purposes as though this Act had not been passed. Buildings and lands subject to taxation.

CHAPTER 107.

An Act respecting the Young Women's Christian Association of the City of Kingston.

Assented to 12th April, 1917.

Preamble.

WHEREAS an association under the name of The Young Women's Christian Association of the City of Kingston has by petition represented that the said association has existed for several years in the City of Kingston, having for its object the spiritual, mental, social and physical improvement of young women and is governed by a constitution and by-laws which have received the assent of the members of said association; and whereas the work of the said association is carried on without profit or gain to the association; and whereas in spite of the active work of its members and the financial and other assistance said association receives from the citizens of Kingston, it is unable to meet its current annual expenditures; and whereas the members of the said association have by petition prayed to be exempted from the payment of taxes except garbage, school and war taxes and taxes for local improvements; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Exemption
of property
from
taxation.

1.—(1) The buildings of the Young Women's Christian Association of the City of Kingston, and the land whereon the same are erected shall, so long as the same are occupied by and used for the purposes of the association, be and the same are hereby declared to be exempt from taxation for the year 1916 and thereafter except school, garbage and war taxes and taxes for local improvements, and except as provided by subsection 2.

Buildings
and land
subject to
taxation.

(2) Any portion of the buildings and lands of the association used for commercial purposes, including dormitories, bedrooms or lunchrooms, when so used, shall be subject to assessment and taxation for municipal and school purposes as though this Act had not been passed.

CHAPTER

CHAPTER 108.

An Act to authorize the Law Society of Upper Canada to admit Archibald Charnley Brown as a student in his third year

Assented to 12th April, 1917.

WHEREAS Archibald Charnley Brown, of South Porcupine, in the District of Temiskaming and Province of Ontario, has by his petition set forth that he was duly articled to a practising solicitor on the first day of September, 1914, and has served him as managing clerk up till the date of his petition, and during the period mentioned performed duties involving the management, without supervision, of conveyancing and litigation; that for four years prior to his becoming articled he carried on the business of a conveyancer; that he attended a high school in the City of Montreal for the purpose of preparing himself for the passing of the usual matriculation examination but was prevented from taking that examination owing to his having enlisted and having been engaged on active service in South Africa in the Boer War; that he is unable to obtain admission to the Law Society of Upper Canada for want of passing the matriculation examination; and whereas the said Archibald Charnley Brown has prayed that an Act may be passed to enable the Law Society of Upper Canada to admit him as a student of the laws as of the Third Year, and that he may be allowed to take the First Year examinations in 1917 at Osgoode Hall without attending the lectures or complying with the other rules of the Law Society of Upper Canada in that behalf; and whereas the circumstances appear to be exceptional and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. It shall and may be lawful for the Society of Upper Canada at any time hereafter to admit the said Archibald Charnley Brown as a Five Year student in his Third Year, as of September 1st, 1914; and to permit the said Archibald Charnley Brown to take the examinations in 1917 at Osgoode Hall without attending the lectures or complying with the other rules of the Law Society of Upper Canada in that behalf.

Law Society
authorized
to admit
A. C. Brown
as student
in 3rd year.

CHAPTER 109.

An Act to confer certain Powers on the Trustees of the Estate of the late William Walter Brown.

Assented to 12th April, 1917.

Preamble.

WHEREAS William Godbee Brown and Charlotte E. Brown, trustees of the estate of William Walter Brown, late of the City of Ottawa, in the County of Carleton, gentleman, deceased, have, by their petition, represented that on the 3rd day of July, 1900, the said William Walter Brown made and published his last will and testament wherein he appointed one Rebecca Brown and the said William Godbee Brown to be his executrix and executor and trustees of and under his last will and testament; that on or about the 24th day of February, 1901, the said William Walter Brown departed this life without having altered or revoked his said will; and that on the 29th day of March, 1901, probate of the said will was duly granted by the Surrogate Court of the County of Carleton to the said Rebecca Brown and the said William Godbee Brown; and whereas, in and by the said will, the said William Walter Brown, after making certain pecuniary bequests, did devise and bequeath all the rest and residue of his estate of every nature and kind wheresoever situated unto his said executrix, executor and trustees and the survivor upon the trusts and for the purposes therein particularly set forth; and whereas, by indenture dated the 31st day of August, 1904, and made in pursuance of *The Trustee Act* and *The Act Respecting Short Forms of Conveyances* between the said Rebecca Brown, the party thereto of the first part, the said William Godbee Brown, the party thereto of the second part, and one Clifton Ashton Douglas, the party thereto of the third part, they the said Rebecca Brown and the said William Godbee Brown did appoint the said Clifton Ashton Douglas to be a trustee under the said will in the place of the said Rebecca Brown, to act jointly with the said William Godbee Brown, as such trustee, and the said Rebecca Brown did thereby grant and assign unto the said Clifton Ashton Douglas, his heirs and assigns, all the trust property, real and personal, and the said estate so as to vest the same

in

in the said Clifton Ashton Douglas jointly with the said William Godbee Brown, as such trustee; and whereas, on or about the 12th day of February, 1916, the said Clifton Ashton Douglas departed this life, and the said William Godbee Brown, the surviving trustee, did, under the terms of the said will, duly appoint Charlotte E. Brown a trustee in the place and stead of the said Clifton Ashton Douglas, deceased; and whereas the said trust property includes, among other property, those certain parcels or tracts of land and premises situate, lying and being in the City of Ottawa, in the County of Carleton and Province of Ontario, being composed of (1) That portion or part of Lot Letter "D" in Concession Letter "C," fronting on the Rideau River, in the Township of Nepean, in the County of Carleton (now within the limits of the City of Ottawa aforesaid), described as follows, that is to say: Commencing on the south side of the original allowance for road between Lots "C" and "D," in Concession "C" aforesaid (now called Laurier Avenue), at a point where it is intersected by the west side of the street laid out in continuation of O'Connor Street and known as Tylee or O'Connor Street; thence in a westerly direction along the south side of the said allowance for road between Lots "C" and "D" aforesaid two chains; thence in a southerly direction and on a course parallel to the said continuation of O'Connor Street ninety-six and one-half links more or less to the established boundary between the ordinance lands and the by-estate; thence along the said last mentioned boundary in an easterly direction two hundred and six links more or less to the west side of the said street so laid out in continuation of O'Connor Street; thence in a northerly direction along the west side of the street so laid out in continuation of O'Connor Street aforesaid one hundred and forty-four links more or less to the place of beginning, containing by admeasurement thirty-eight and one-half perches more or less; (2) Broken Lot Number One on the west side of Tylee or O'Connor Street, in the said City of Ottawa, as shown and laid down on the plan prepared by Messrs. Thistle & Baldwin, P.L.S., bearing date the 14th August, 1867, save and except that part of the said lot Number One heretofore sold by the said William Walter Brown to one William F. King, as particularly described in the deed thereof dated the 3rd March, 1884, and registered as Number 22013. (3) Lot Number Forty on the north side of Gloucester Street, in the said City of Ottawa, as shown on the plan prepared by the said Messrs. Thistle & Baldwin, save and except that part thereof heretofore conveyed by the said William Walter Brown to one Henry F. McCarthy, by deed bearing date 14th April, 1885, and registered as Number 23558, and except also that part of the said Lot Number Forty, reserved in

the conveyance from Messrs Tylee & Moberly to the said William Walter Brown of said Lot Number Forty, bearing date 5th day of July, 1873, subject however to any rights of way which may have been heretofore granted by the said William Walter Brown over the said Lots Numbers One and Forty. (4) Also Lot Number 23 on the south side of Sparks Street, numbering eastward towards the Rideau Canal according to a plan prepared by James D. Slater, surveyor, lodged in the Registry Office for the County of Carleton, on the 28th April, 1851, in the City of Ottawa, which last mentioned lot is subject to a mortgage of ten thousand dollars, made by the said William Walter Brown in his lifetime, and upon which lot there is erected a solid brick block three storeys in height, and containing four shops or stores; and whereas the parts of the land above described on Laurier Avenue, O'Connor Street and Gloucester Street were built upon many years ago and the buildings thereon are in a dilapidated condition, and other parts of the said lands are vacant, and it would be beneficial to the estate to improve or to re-build the existing buildings and to erect new buildings upon the vacant lands from which increased revenue could be derived, and the trustees and other persons beneficially interested have no money for the purpose of so improving, re-building or erecting buildings; and whereas the said trustees, and all the other persons beneficially interested in the said estate, desire and have consented that the trustees should be given power to borrow money for such purposes upon mortgage on the said lands and premises above described; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Vesting of
land devised
by will.

1. The said lands devised by the said will are declared to be vested in the said William Godbee Brown and the said Charlotte E. Brown and their successors in office, in fee simple, upon the trusts in the said will set out.

Borrowing
powers of
trustees

2. The said William Godbee Brown and the said Charlotte E. Brown, the trustees above named, or such other person or persons as may for the time being be trustee or trustees of the said estate shall, subject to the provisions of section five of this Act, have power to borrow money to the extent of seventy thousand dollars upon the credit of the said estate, and for the purpose of securing repayment of the same with interest, to grant and mortgage in fee simple the lands here-

inbefore

inbefore particularly described, or any part thereof, at such rate of interest and upon such terms as to the said trustees may seem best.

3. Such power of borrowing and mortgaging shall not be construed as being exhausted by any exercise of such power, but the said power may be exercised from time to time upon any money so borrowed being paid off in full or in part, so that, however, at no time shall there be an outstanding indebtedness of the estate for money so borrowed upon mortgage of the said land to an extent greater than seventy thousand dollars.

4. The money to be borrowed as aforesaid shall be used (first) for the purpose of repaying the principal and interest due and payable upon the mortgage on Lot Number 23 on the south side of Sparks Street aforesaid, and the balance thereof shall be used for the purpose of improving or rebuilding existing buildings or erecting new buildings upon the said lands on Laurier Avenue, O'Connor Street and Gloucester Street above described, or for one or all of such purposes.

5. The power to borrow under the terms of this Act shall be subject to the order of a Judge of the Supreme Court of Ontario, made on application to him from time to time after notice to such persons, if any, as the Judge shall direct, and such order shall contain such terms and conditions as to the amount to be authorized, the terms of such borrowing, the application of the money so borrowed, the lands to be mortgaged, and also such other terms and conditions as to the said Judge may seem proper.

6. The Act passed in the first year of the reign of His Majesty King George the Fifth, chaptered 153, and the Act passed in the third and fourth years of said reign, chaptered 151, are hereby repealed.

CHAPTER 110.

An Act respecting the Estate of James Heal,
Deceased.*Assented to 12th April, 1917.*

Preamble.

WHEREAS William Heard Harris, of the Village of Port Perry, barrister, and William Ross, of the City of Toronto, gentleman, have by their petition set forth that they are executors and trustees of the will of James Heal, deceased; the said James Heal by paragraph 8 of his said will provided that his said executors retain the real estate held by him at the date of his death; that the said real estate directed to be so retained consists of all those lands and premises situate lying and being in the Township of Scugog in the County of Ontario, and being the south three-quarters of lot number ten in the thirteenth concession of the said Township of Scugog; that at the present time it is necessary that certain extensive repairs be made to the house situate on the said land and that it will be necessary from time to time in the future to keep the buildings and outhouses on the said land in repair; that the rental of the said lands and premises is small; that it is desirable that the executors and trustees for the time being of said will should have power to sell the said land and premises as the said executors and trustees shall deem best; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Executors
authorized
to sell
certain
land.

1. The executors and trustees for the time being of the said will of the said James Heal, deceased, are hereby notwithstanding the provisions of the said will authorized and empowered to sell and dispose of all those lands and premises situate lying and being in the Township of Scugog in the County of Ontario and being the south three-quarters of lot number ten in the thirteenth concession of the said Township of Scugog as they shall deem best.

Application
of proceeds
of sale.

2. Upon the sale of said lands and premises the proceeds thereof shall be paid into the Supreme Court of Ontario and shall there remain upon the same trusts as attach to the said lands and premises under the said will of the said James Heal, deceased.

CHAPTER 111.

An Act respecting the Estate of William John
Moore, Deceased.*Assented to 12th April, 1917.*

WHEREAS the Corporation of the County of Bruce,^{Preamble.} Thomas Dixon and William MacNairn Shaw, the executors of and trustees under the last will and testament of William John Moore, deceased, and The Children's Aid Society of the County of Bruce, have, by their petition, represented that William John Moore died on or about the 13th day of March, 1899, at the Township of Brant, having first made and published his last will and testament, probate of which was granted to the said Thomas Dixon and William MacNairn Shaw, whereby, after bequeathing certain specific legacies, he directed that the trustees should invest the balance of his estate, and out of the proceeds thereof pay his widow, Isabella Moore, an annuity of \$500.00 a year during her natural life, and upon the death of the said widow that the trustees should divide the remainder of his estate, paying one-half thereof to aid in the erection and endowment of a hospital at the Town of Walkerton for the sick and injured of the County of Bruce, and to pay the other half of such estate to aid The Children's Aid Society of the County of Bruce, and that should the trustees find that all the residue of the said estate was not required to remain invested to provide said annuity, that in their discretion they might divide the surplus not so required, and use one-half thereof in aid of The Children's Aid Society of the County of Bruce and the other half in aid of the establishment of such hospital; and whereas on the 31st day of January, 1902, the estate of said deceased, after paying all debts and liabilities, and the legacies bequeathed by said will, other than the said annuity, amounted to the sum of \$15,500; and whereas said Corporation of the County of Bruce, Thomas Dixon and William MacNairn Shaw as such executors and trustees, The Children's Aid Society of the County of Bruce, and the County of Bruce General Hospital Trust entered into an agreement, dated the said 31st day of January, 1902, whereby the Municipal Council

Council of the County of Bruce agreed, provided power was granted to it, to aid the said hospital by paying to the trustees of the said will the sum of \$250.00 per annum during the lifetime of the said widow, and the said trustees agreed, upon receiving said agreement and being empowered by the Act of the Legislature of Ontario so to do, to pay to the said the County of Bruce General Hospital Trust the sum of \$7,750 and all interest accrued thereon for the purpose of a public hospital; and whereas, by Act passed in the second year of the reign of His late Majesty, King Edward the Seventh, chapter 116, the said agreement was ratified and confirmed, and declared to be binding upon the parties thereto, their successors and assigns; and whereas the said Thomas Dixon and William MacNairn Shaw, as such executors and trustees, in pursuance of said agreement, paid over to the said County of Bruce General Hospital Trust, the said one-half of said estate and all interest accrued thereon, and have ever since retained the other half of the said estate and out of the income thereof have paid the remaining \$250.00 payable to the said Isabella Moore under the terms of the said will, and have retained the surplus derived from such investments, and the balance now in their hands as such executors and trustees amounts to the sum of \$8,650 or thereabouts; and whereas the Corporation of the County of Bruce propose providing a shelter in the Town of Walkerton for neglected and homeless children under the control and management of the said The Children's Aid Society, and the costs of carrying on the work of the said The Children's Aid Society will thereby be greatly increased; and whereas by agreement, under seal, dated the 22nd day of February, 1917, made between the Corporation of the County of Bruce of the first part, the said Thomas Dixon and William MacNairn Shaw as such executors and trustees of the second part, and the said The Children's Aid Society of the County of Bruce of the third part, the Corporation of the County of Bruce have agreed to pay the further sum of \$250.00 a year now payable to the said Isabella Moore to her, during the remainder of her natural life, and the said Thomas Dixon and William MacNairn Shaw, as such executors and trustees, have agreed, upon the said agreement being ratified by this Act, to pay over the remainder of the estate of the said William John Moore, deceased, in their hands, to the said The Children's Aid Society of the County of Bruce; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The agreement entered into between the Corporation of the County of Bruce, Thomas Dixon and William MacNairn Shaw, and The Children's Aid Society of the County of Bruce, dated the 22nd day of February, 1917, and set forth as Schedule "A" to this Act, is ratified and confirmed and declared to be binding upon the parties thereto, their successors and assigns.

Agreement between county and Children's Aid Society confirmed.

2. The said Thomas Dixon and William MacNairn Shaw, the executors of and trustees under the will of said William John Moore, deceased, shall have power to pay over to The Children's Aid Society of the County of Bruce the balance of the estate of the said William John Moore, deceased, in their hands, and all accrued interest thereon as set forth in the said agreement, and the release of the said The Children's Aid Society for same shall be a full and sufficient discharge to the said executors and trustees of the moneys so paid over by them.

Payment over to county of balance of estate of W. J. Moore.

3. The said the Corporation of the County of Bruce is hereby empowered, out of the general funds of the County of Bruce, to pay to Isabella McKillop, formerly Isabella Moore, the widow of the said William John Moore, deceased, in addition to the annual sum of \$250.00 payable under the said agreement of the 31st day of January, 1902, the sum of \$250.00 each year during the remainder of the natural life of the said Isabella McKillop.

Payment by county of annuity of \$250 to Isabella McKillop.

SCHEDULE "A."

This Agreement made the twenty-second day of February, in the year of our Lord, one thousand nine hundred and seventeen,

Between

The Corporation of the County of Bruce, in the Province of Ontario, of the first part;

Thomas Dixon and William MacNairn Shaw, both of the Town of Walkerton, in the County of Bruce, the executors of and trustees under the last will and testament of William John Moore, deceased, of the second part;

and

The Children's Aid Society of the County of Bruce, of the third part.

Whereas the said late William John Moore died on or about the thirteenth day of March, in the year of our Lord 1899, at the Township of Brant in the said County, having first made and published his last will and testament bearing date the 24th day of February, A.D. 1899, probate of which will was granted by the Surrogate Court of the said County of Bruce to the said parties of the second part on the 15th day of May, A.D. 1899;

And

And whereas by said will the said William John Moore devised and bequeathed all his real and personal estate, with the exception of his household furniture, beds, bedding, books, pictures, cooking utensils, etc., to the said parties of the second part in trust to sell all his real estate and all his goods, chattels, and effects (with the exception aforesaid), and realize the same into money and collect all outstanding securities, and apply the proceeds thereof in the manner provided in said will;

And whereas that after payment of certain legacies the said will directed the said parties of the second part to invest by mortgage on farm security or in any other way said parties of the second part might see fit at the best rate of interest they could obtain the balance of the moneys so realized therefrom and out of the principal, if insufficient moneys obtained from interest, to pay to said Isabella Moore an annuity of \$500.00 a year over and above the legacy to her of \$2,000.00, provided, however, that said Isabella Moore should not be entitled to anticipate said annuity or receive the value of said annuity in lieu thereof;

And whereas said will further provided that after the payment of legacies set forth in said will and said annuity to said Isabella Moore and after her decease the balance of his estate after paying all legal and proper expenses of carrying out the provision of said will and the care and management of his estate by said parties of the second part should be applied as follows, that is to say: That one-half of said balance should be used and employed by said parties of the second part in aid of the erection and endowment of a hospital at the Town of Walkerton for the sick and injured of the County of Bruce, provided sufficient funds, in the opinion of the said parties of the second part are otherwise raised with the addition thereto of the moneys devised under said will, to purchase land (if required to be purchased) and to erect thereon a suitable building and furniture for said hospital and the other half to be used by said parties of the second part to aid The Children's Aid Society of the County of Bruce, established for the maintenance, clothing and education of poor and neglected children;

And whereas also it was provided by such will that should said parties of the second part find that in their opinion all of the said balance of said estate should not be required to remain invested to provide out of the interest arising therefrom, the said annuity to said Isabella Moore, said parties of the second part were by said will granted the discretion to divide in equal parts as soon as they should see fit such sum not so required and use the one-half thereof in aid of the said The Children's Aid Society of the County of Bruce and the other half in aid of the establishment of such hospital, provided that within five years from the decease of the said late William John Moore said parties of the second part were of the opinion that sufficient funds for the erection and establishment of said hospital have been otherwise provided to justify in applying said half of said surplus funds in that way, but if not satisfied that sufficient funds have been otherwise raised, then at the end of said five years, they might apply such half intended for said hospital in aid of The Children's Aid Society of the County of Bruce;

And whereas said will provided that the provision contained therein on behalf of the wife of the said late William John Moore should be in lieu of all dower or other rights or claims on his estate;

And whereas the said Isabella Moore elected to accept the provision made for her in said will in lieu of dower;

And whereas after the payment of all the legacies provided for in the said will, other than the said annuity, on the 31st day of January, 1902, there remained in the hands of the said parties of the second part the sum of \$15,550.00 or thereabouts, and by agreement bearing that date, entered into between the parties hereto respectively

tively and the County of Bruce General Hospital Trust of the fourth part, it was agreed that one-half of the said sum of \$15,550.00 should be paid over to the said County of Bruce General Hospital Trust by the said executors, and the Corporation of the County of Bruce covenanted with the said executors that they would pay said Isabella Moore the sum of \$250.00 each and every year, being one-half of the annuity bequeathed to her by the said will, during the remainder of her natural life, which agreement was ratified and confirmed by an Act of the Legislature of the Province of Ontario passed in the second year of His late Majesty, King Edward the Seventh, chapter 116, and thereupon one-half of the moneys then in the hands of the said trustees were paid over to the said County of Bruce General Hospital Trust;

And whereas the said parties of the first part propose to provide a shelter in the Town of Walkerton for neglected and homeless children under the control and management of the parties of the third part, and the cost of carrying on the work of the parties of the third part will thereby be greatly increased, and the parties of the first part have agreed to pay the remaining sum of \$250.00 a year to the said Isabella Moore during the remainder of her natural life, and the parties of the second part, in consideration thereof, have agreed to hand over to the parties of the third part the residue of the moneys and securities for money now in their hands, which, with accumulated interest, amounts to the sum of \$8,650.00 or thereabouts;

Now it is hereby agreed by and between the parties hereto as follows:—

The parties of the first part hereby agree with the other parties to this agreement to pay out of the general funds of the County of Bruce, in addition to the annual sum of \$250.00 payable under the agreement of the 31st day of January, 1902, the sum of \$250.00 each year to the said Isabella Moore during the remainder of her natural life, the first payment to be made on the 13th day of March, A.D. 1917.

The parties of the first and third parts will at once apply to the local Legislature of the Province of Ontario to have this agreement ratified and confirmed so as to legally bind the parties hereto, the costs and expenses of obtaining said confirmation to be borne by the parties of the third part.

So soon as this agreement is ratified and confirmed by the Legislative Assembly, the parties of the second part covenant and agree that they will pay and hand over to the parties of the third part all moneys in their hands as such executors and trustees and to transfer and assign to the parties of the third part or such trustees for them as their board of management may designate, all securities held by the parties of the second part as executors and trustees as aforesaid.

It is further mutually agreed by and between all said parties hereto that the Act of the Legislature ratifying and confirming this agreement shall provide that said parties of the second part by complying with the terms of this agreement shall not be judged guilty of any non-application or misapplication of the moneys of said estate.

And it is further agreed by and between the parties thereto that until this agreement is ratified and confirmed by the Legislative Assembly of Ontario it shall not be binding on any of the parties hereto.

In witness whereof the parties of the first part have caused these presents to be signed and sealed by the warden and clerk, the parties of the second part hereunto attached their hands and seals, and the parties of the third part have caused these presents to be signed and sealed by their president and secretary.

Signed, sealed and delivered in
the presence of

"D. J. IZZARD,"
Warden.
(L. S.)

As to the signatures of D. J. Izzard, Warden, J. Morgan, Pres. C.A.S., D. McLennan, Sec'y C.A. Soc.:

"P. A. MALCOLMSON,"
County Clerk.
(L. S.)

Witness:

ROBERT RUSSELL.

"THOMAS DIXON."

As to execution by P. A. Malcolmson.

"W. M. SHAW."

LAURENA POLLOCK.

"J. MORGAN,"
Pres. C. A. Society.
(L. S.)

As to execution by Thomas
Dixon and W. M. Shaw.

"D. McLENNAN,"
Secretary.
(L. S.)

"CORA M. WETTLAUFER."

INDEX TO

ACTS OF THE

PROVINCE OF ONTARIO

Third Session, Fourteenth Legislature,
7 George V., 1917

A

ACTON, VILLAGE OF	PAGE
by-law 447, loan of \$25,000 to Reliance Shoe Company, confirmed.	322-325
ADMINISTRATION OF JUSTICE EXPENSES,	
AUDITOR OF CRIMINAL JUSTICE ACCOUNTS,	
substituted for Treasurer of Ontario	192
duties of	192
audit to be final	192
CROWN ATTORNEYS,	
tariff of fees amended	193
REGULATIONS,	
as to audit of accounts	192
SHERIFFS,	
tariff of fees amended	193
TARIFFS,	
amendment to	193
AGRICULTURE,	
- loans for farming purposes, <i>see</i> FARM LOANS	165
AGRICULTURE, DEPARTMENT OF,	
deputy ministers—appointment and duties	161
appropriations and expenditures	162
Commissioner—appointment, powers and duties	162
Minister—administrative functions	162
outside service—appointments and remuneration	163
property—power to acquire	162
regulations—powers of Minister as to	162
AGRICULTURAL SOCIETIES,	
allowance for reduction of receipts owing to weather conditions..	176
Cottam Agricultural Society declared to be an agricultural society	177
AMUSEMENTS TAX,	
Commission on tax collected	189
tickets—allowances for when destroyed	189
ARTEMESIA, TOWNSHIP OF,	
contract with Power Commission and by-laws 29 and 30 confirmed 114, 115	

ARTHUR, TOWN OF, contract with Power Commission and by-laws 605 and 607 confirmed	114, 115
ASSEMBLY, vacancy caused by death, by-election need not be held during war	175
appointment of librarian	175
payment of books ordered by printing committee	175
ASSESSMENT, ASSESSOR, not to enter on roll voters at provincial elections only	15
BARTON, TOWNSHIP OF, assessment of lands of non-residents in	254
sale of vacant lands for taxes in	257
land for taxes in	257
BUSINESS ASSESSMENT, exemption of municipal electric railway from	254
liability for taxes in case of death or change of residence	255
COURT OF REVISION, remission or reduction of taxes by	256
CROWN, assessment of land owned by, against tenant	255
against owner where Crown has interest.....	255
ELECTRIC RAILWAY, of municipality, exempt from business assessment	254
FARM, owned by public hospital exempt from taxation	254
GOODS AND CHATELS, payment of taxes when under seizure	255
INCOME, exempt when derived from Imperial Treasury.....	254
investments	254
liability for taxes in case of death or change of residence	255
MANHOOD SUFFRAGE VOTERS, repeal of provisions as to entry on roll	15
NOTICE, by collector to sheriff, etc., as to taxes due	255
PERCENTAGE, to be added to arrears of taxes in cities over 200,000	256
POWER COMMISSION, lands to be subject to assessment and taxation	107
exemption of buildings and other improvements and works	107
PROPERTY, exemption of when leased by municipality	254
PUBLIC HOSPITAL, farm owned by, exempt from taxation	254
TAXES, liability for, in case of death or change of residence	255
notice of, where goods under seizure by sheriff, bailiff, etc	255
percentage to be added to arrears in cities over 200,000	256
remission or reduction by court of revision	256
AUDITOR, salary increased to \$5,000	175

	PAGE
AUDITOR OF CRIMINAL JUSTICE ACCOUNTS, audit of travelling and other expenses of Judge <i>re</i> voters' lists....	173
AUXILIARY CLASSES, acquiring sites and erecting buildings in cities over 200,000.....	317

B

BARRIE, TOWN OF, contract with Power Commission and by-law confirmed	113	115
BARTON, TOWNSHIP OF, assessment of land of non-residents in		254
sale of vacant land for taxes in		257
land for taxes in		257
appointment of assessment commissioner		326
confirmation of assessment rolls		326
licensing and registration of dogs		327
BENTINCK, TOWNSHIP OF, contract with Power Commission and by-law 7 confirmed	114,	115
BIDDULPH, TOWNSHIP OF, contract with Power Commission and by-law 8 confirmed.....	114,	116
BIG CHICKEN ISLAND, to form part of Township of Pelee		173
BIRD PROTECTION, regulations for giving effect to treaties, etc.		182
BOARDS OF EDUCATION first election after approval of establishment by electors		185
<i>See</i> TEACHERS AND INSPECTORS SUPERANNUATION		301
provisions for annual election of members in cities over 200,000..		316
BOARD OF PAROLE, <i>See</i> PAROLE OF PRISONERS		318
BRANT, TOWNSHIP OF, contract with Power Commission and by-law 89 confirmed.....	114,	115
BRANTFORD, TOWNSHIP OF, contract with Power Commission and by-law 698 confirmed.....	114,	116
BREAD SALES, ADULTERATION, powers of inspector		286
BAKESHOP, meaning of		285
CHARITABLE INSTITUTIONS, delivery of light weight bread to		286
INSPECTOR, who to include		285
PENALTY, when not to be imposed for short weight bread		286
SHORT WEIGHT, delivery of bread to charitable institutions		286
when penalty not to be imposed		286
WEIGHING BREAD, powers of inspector	285,	286
delivery of light weight bread to charitable institutions		286

BREWERS,	
<i>See</i> ONTARIO TEMPERANCE ACT	267
BRIDGES,	
PROVINCIAL HIGHWAYS,	
apportionment of cost	88
maintenance and repair	91
<i>See</i> MUNICIPAL INSTITUTIONS.	
BRITISH CHEMICAL CO.,	
confirmation of by-law of Town of Trenton in aid of	476
BROWN, ARCHIBALD CHARNLEY,	
Law Society authorized to admit as student in third year	541
BROWN, WILLIAM WALTER,	
lands devised by will vested in trustees	544
borrowing powers of trustees	544, 545
application of moneys borrowed	545
BRUCE, COUNTY OF,	
agreement with executors of estate of Wm. John Moore, confirmed.	549
payment of annuity to widow	549
BULK SALES,	
ADMINISTRATOR,	
sale by, not affected	206
ASSIGNEE FOR BENEFIT OF CREDITORS,	
sale by, not affected	206
COMMENCEMENT OF ACT,	
when to take effect	206
CORPORATION,	
statement as to creditors by	204
CREDITORS,	
who to be deemed	203
purchaser to obtain statement as to	204
statement as to	204
trustee for	203 204, 206
	1
DISTRIBUTION,	
duties and powers of trustees	205
ENDORSER,	
to be deemed a creditor	203
EXECUTIONS,	
sales under, not affected	206
JUDGE,	
meaning of	203
appointment of trustee by	206
LIMITATION OF ACTIONS,	
to set aside sale	206
LIQUIDATOR,	
sale by, not affected	206
PREFERENCE,	
not to be given to creditors	205
PURCHASER,	
effect of purchasing without statement	204
to procure written statement as to creditors	204
payment to bind purchase	204

BULK SALES.—Continued.	PAGE
SALE,	
when to be void	205
limitation of actions to set aside	206
SECURITY,	
trustee to give	203
STATEMENT AS TO CREDITORS,	
purchaser to procure	204
verification of	204
effect of purchaser not obtaining	205
STOCK,	
what to include.....	203
when sale to be deemed a sale in truth	205
TRUSTEE,	
appointment and security	203, 206
payment of purchase money to	205
duties and powers	205
fees	205
WAIVER,	
by creditors	205
VENDOR,	
who to be deemed	204
BUREAU OF MUNICIPAL AFFAIRS,	
BOOK-KEEPING,	
superintendence of that of Public Utilities	79
BULLETIN,	
issue of by Bureau	80
BUREAU,	
meaning of	78
establishment of	78
attachment of to Department of Public Service.....	78
officers of	78
annual report of	80
duties of	80
DIRECTOR,	
meaning of	78
appointment and rank of	78
to preside over Bureau	78
returns to by public utilities	79
HYDRO-ELECTRIC POWER COMMISSION,	
powers of not affected	80
LAWS,	
enquiry into operation of, in other countries	80
report on proposed changes in	80
MUNICIPAL AND SCHOOL ACCOUNTS AUDIT ACT,	
administration of	79
OFFICERS,	
appointment of	78
to report to director	78
ONTARIO RAILWAY AND MUNICIPAL BOARD,	
powers of not affected	80
PENALTIES,	
for not making returns	79

BUREAU OF MUNICIPAL AFFAIRS.— <i>Continued.</i>	PAGE
PROVINCIAL BOARD OF HEALTH, powers of not affected	80
PROVINCIAL MUNICIPAL AUDITOR, to be officer of Bureau	79
PUBLIC UTILITIES, superintendence of book-keeping and accounts of, except those for development or distribution of electric power	79
returns and statements by	79
penalties for not making	79
powers of not affected	80
REPORT, annual of, to Lieutenant-Governor in Council	80
RETURNS, by municipal officers	79
by public utilities	79
penalty for not making	79
STATISTICS, collection of	80
BURGESSVILLE, POLICE VILLAGE OF, contract with Power Commission	112
by-laws 760, 766 (Power Commission) confirmed	115
 C 	
CANADIAN HOME CIRCLES, distribution of reserve fund according to direction of Registrar of Friendly Societies confirmed	515
confirmation of acts done by Society	515
use of interest derived from investment of reserve fund	515
CARLETON, COUNTY OF, power to borrow \$60,000 for share of cost of Billings bridge.....	329, 330
CEMETERY, SOLDIERS AID COMMISSION, may acquire and manage	188
CHINGUACOUSY, TOWNSHIP OF, contract with Power Commission, and by-law 470 confirmed.....	114, 116
CINEMATOGRAPHS, licenses, and payment of fees	182
See AMUSEMENTS TAX	189
COBALT, TOWN OF, jurisdiction of water commissioners over certain lakes for supply of water	331-336
Mines Water Supply Co., payment of cost of pumping water.....	332
COCHRANE, TOWN OF, authority for provincial guarantee of certain municipal debentures by-laws No. 168, 169 and 170 confirmed	58
Treasurer of Ontario authorized to purchase school debentures issued under by-law No. 175	190
COLDWATER, VILLAGE OF contract with Power Commission and by-law 75 confirmed.....	113, 115
COLLINGWOOD, TOWN OF, contract with Power Commission and by-law 873 confirmed.....	113, 115

COMPANIES,	
incorporation and conduct of co-operative companies,	
<i>See</i> CO-OPERATIVE COMPANIES	222
CONTINUATION SCHOOLS,	
by-law altering former boundaries—when to take effect	185
West Nissouri School not to be discontinued without consent of Railway and Municipal Board	185
CONSUMPTION HOSPITALS,	
limitations as to payment for patients	186
Government grant	186
amount chargeable to municipality	186
CONVICTIONS,	
protection of officers when order made quashing	178
CO-OPERATIVE COMPANIES,	
APPLICATION,	
conditions as to letters patent and by-laws	222, 226
AUDIT,	
may be ordered by Provincial Secretary	226
expenses of	226
powers of auditor	226
BRANCHES,	
voting at general meetings	223
organization of	225
by-laws	225
local board of management	225
BY-LAWS,	
branches to enact	225
to be filed on incorporation	225
copy to be delivered to members	225
CAPITAL,	
application of surplus funds to payment of interest on	222
certain provisions not applicable where less than \$10,000.....	225
CAPITAL NOTES,	
in company without share capital	224
form of	224
property in, and use of	224
right of member to pay in cash	224
extent of liability upon	224
COMMUNITY FUND,	
application of surplus funds to	223
EDUCATIONAL FUND,	
application of surplus to	223
FINANCIAL STATEMENT,	
transmission to Provincial Secretary	225
copy to be delivered to member on demand	225
INCORPORATION,	
conditions of	222, 225
material to be filed	225
INSPECTION,	
may be ordered by Provincial Secretary	226
expenses of	226
powers of inspector	226
INTEREST,	
payment of, on paid up capital	222

CO-OPERATIVE COMPANIES.—*Continued.*

PAGE

LETTERS PATENT, provisions in	222
MEETINGS, voting by members or shareholders	222
branches may vote by proxy	223
order of Provincial Secretary for calling special meeting.....	226
MEMBERS, not to have more than one vote	222
not to vote by proxy	222
distribution of surplus funds among	222
capital notes	224
transfer of membership	225
NAME, unlawful use of omission of word "co-operative"	223
penalty	224
not to apply to Dominion company	224
abbreviations	224
PENALTY, unlawful use or omission of word "co-operative"	224
PROXIES, member or shareholders not to vote by	222
branches voting by	223
RESERVE FUND, application of surplus to	223
RETURNS, order by Provincial Secretary as to calling	226
SHARES, transfer must be authorized by board	224
SHAREHOLDERS, not to have more than one vote	222
not to vote by proxy	222
distribution of surplus funds among	222
SPECIAL MEETING, order of Provincial Secretary as to calling	226
SURPLUS FUND, annual distribution of	222
deferring distribution	223
deductions which may be made before distribution	223
TRADE REFUND, to non-members or non-shareholders	223
COTTAM AGRICULTURAL SOCIETY, declared to be an agricultural society	177
CREEMORE, VILLAGE OF, contract with Power Commission and by-law 286 confirmed	113, 115
CROWN ATTORNEYS, amendment of tariff of fees	193
CROWN WITNESSES, compensation for preparation of plans, etc	179
CURRENT RATE OF INTEREST, how to be fixed on securities in hands of Treasurer of Province....	57
CUSTOM HOUSE OFFICERS, removal of disqualification at elections	46

D

DAIRY STANDARDS,	PAGE
provisions to come into effect at proclamation	284
DASHWOOD, POLICE VILLAGE OF,	
contract with Power Commission	112
by-laws 189 and 227 (Power Commission) confirmed.....	115
DEPARTMENT OF EDUCATION,	
<i>See</i> EDUCATION DEPARTMENT	183
DEREHAM, TOWNSHIP OF,	
contract with Power Commission and by-law 720 confirmed.....	114, 115
DISTILLERS,	
<i>See</i> TEMPERANCE ACT AMENDMENTS	267
DITCHES AND WATERCOURSES,	
APPEALS TO REFEREE,	
when to lie	298
application of provisions of Municipal Drainage Act to.....	299
APPLICATION OF ACT,	298
ENGINEER,	
certificate as to fees in certain cases	298
PROVINCIAL HIGHWAYS,	
construction of works upon	93
TILE DRAIN,	
application of Act to construction of	298
DIVISION COURTS,	
inspector, delegation of authority by	178
DRAINAGE,	
PROVINCIAL HIGHWAYS,	
construction of works upon	93
works not to be constructed without consent of Department.....	93
TILE DRAINAGE,	
limit of borrowing power of municipality	164
limit of investment by Province in debentures	164
DRUGS,	
<i>See</i> PHARMACY	214
DUBLIN, POLICE VILLAGE OF,	
contract with Power Commission	112
by-laws 161, 163 (Power Commission) confirmed	115
DUNNVILLE, TOWN OF,	
contract with Power Commission	112
by-laws 15 and 14 (Power Commission) confirmed	115

E

EAST SISTER ISLAND,	
to form part of township of Pelee	173
EDUCATION DEPARTMENT,	
LEGISLATIVE GRANT,	
payment to public and separate school boards	183
CERTIFICATES,	
- acceptance of other qualifications in lieu of examinations	183
to teachers in schools for deaf and blind	183
LIBRARY SCHOOLS,	
payment of expenses of students	183

ELECTIONS TO THE ASSEMBLY, See ONTARIO FRANCHISE ACT	20
ELECTIONS TO THE ASSEMBLY, ABSENCE, when not to disqualify	47
CLERK OF THE PEACE, certificate as to dates for commencing to make up lists	48
preparation of polling lists by	49
CERTIFICATES, date for commencing to make up lists under ONTARIO FRANCHISE ACT	48
when clerk of the peace may give	48
COMMENCEMENT OF ACT, by proclamation	50
CUSTOM HOUSE OFFICERS, repeal of disqualification	46
DISQUALIFICATION, who may not vote	46
INDIANS, when disqualified	47, 48
INLAND REVENUE OFFICERS, repeal of disqualification	46
NAVAL SERVICE, absence on, not to disqualify	47
NURSING SISTERS, absence not to disqualify	47
OATH, of voters	50
forms to be used	50
OCCASIONAL OR TEMPORARY ABSENCE, not to affect qualification	47
PERSONATION, amendments as to proceedings for punishment	50
POLLING LISTS, duty of returning officer as to procuring	49
how prepared	49
POSTMASTERS, repeal of disqualification	46
QUALIFICATION, who may be entered on voters' lists in unorganized territory....	46
who may vote	47
occasional or temporary absence or absence as soldier or student.	47
indicated by letters on polling list	50
RESIDENCE, when not affected by absence	47
SOLDIERS, absence not to disqualify	47
STUDENTS, absence not to disqualify	47
UNORGANIZED TERRITORY, qualification of voters in	46

ELECTIONS TO THE ASSEMBLY.—*Continued.*

PAGE

VOTERS' LISTS,

preparation of by clerk of municipality,

See VOTERS' LISTS 15

who entitled to be entered on 46

what to be used 48

in unorganized territory 49

WOMEN,

repeal of disqualification as voters 46

ELECTRIC LIGHT AND POWER,

See POWER COMMISSION 106

ELECTRIC LIGHT LINES,

PROVINCIAL HIGHWAYS,

right to carry lines over 90

alteration of location on 93

ELECTRIC RAILWAYS,

PROVINCIAL HIGHWAYS,

construction of lines 89

maintaining road between tracks 89

alterations of location or grade 93

ELMVALE, POLICE VILLAGE OF,

contract with Power Commission and by-law 772 confirmed.....113, 115

EMPLOYMENT AGENCIES,

ACT,

administration of by superintendent of Trades and Labour Branch 81

BRANCHES,

when separate license fee payable 220

BUSINESS,

regulations as to conduct of 220

COMMENCEMENT OF ACT,

when to take effect 221

EXEMPTIONS,

regulations for granting 221

FEES,

regulations as to 220

INQUIRIES,

regulations as to 221

INSPECTION,

regulations as to 221

LICENSES,

penalty for carrying on business without 220

separate fee in each municipality 220

regulations as to 220, 221

MUNICIPAL BUREAUX,

to be deemed voluntary agencies 219

PENALTIES,

carrying on business without license 220

PRIVATE EMPLOYMENT AGENCY,

meaning of 219

REGULATIONS,

powers of Lieutenant-Governor in Council 220

EMPLOYMENT AGENCIES.— <i>Continued.</i>	PAGE
SECURITY,	
regulations requiring	220
SUPERINTENDENT OF TRADES AND LABOUR BRANCH,	
issue of licenses by	220
regulations as to inquiries by	221
VOLUNTARY EMPLOYMENT AGENCY,	
meaning of	219
regulations granting exemption as to license	221
ENFRANCHISEMENT CERTIFICATE,	
when required in case of foreign born female voters	22
ERIEAU, VILLAGE OF,	
incorporation of	337-340
assessment for 1917	339
school section, provision as to	340
fixed assessment of property of Lake Erie Coal Co., Ltd.	340
ESSEX BORDER UTILITIES COMMISSION,	
amendments to Act incorporating	341-348
security to be given by financial officers	341
construction of trunk sewers	342
cost of works, what to be included in	342
Sandwich West, collection of special rates in	343
issue of debentures by commission	343, 344
submission of questions to electors	345
re-apportionment of cost of works	346, 347
debentures to be first charge on plant, etc.	348
execution of	348
ESSEX, COUNTY OF	
certain islands to form part of township of Pelee	173
EVIDENCE,	
affidavits—may be taken before lieutenant-colonel overseas	189

F

FACTORIES, SHOPS, AND OFFICE BUILDINGS,	
SUPERINTENDENT OF TRADES AND LABOUR BRANCH,	
right of access	82
FARM LOANS,	
APPLICATIONS,	
may be made to township council	166
verification of statements	166
consideration by council	166
reference to inspector for report	166
resolution approving	166
report of inspector	166
BY-LAW FOR BORROWING FROM TREASURER OF ONTARIO,	
authority to pass	165
procedure	166
filing copy with Treasurer	166
BY-LAW FOR ISSUE OF DEBENTURES,	
passing of	167
forwarding to Treasurer	167
registration of	167
certificate of discharge	168
regulations	170
CERTIFICATE OF PAYMENT,	
registration of	168
regulations	170

FARM LOANS.—*Continued.*

PAGE

COMMENCEMENT OF ACT,

date to be fixed by proclamation 171

DEBENTURES,

resolution approving loan to state intention to issue 166
 by-law for issue of 167
 how payable 167
 special rate 167
 temporary advances pending issue of 167
 purchase of by Treasurer 168
 enforcing payment 169
 not to be open to question after purchase 170
 regulations as to 170

INSPECTOR,

appointment of 166
 report on application 166
 regulations as to duties 170

INSURANCE,

township to have insurable interest in property charged 169
 assignment of policy to township 169

LIEN,

for amount of loan 168
 enforcement of 169
 regulations as to sale under 170

LIMITATIONS,

as to objects of loan 165
 term of loan 168
 as to amount of loan 168
 regulations 170

MEMBERS OF COUNCIL,

loans not to be made to 166

OBJECTS OF LOANS,

limitations as to 165

PAYMENTS,

right of owner to discharge 168
 registration of certificate 168
 remedies for enforcing 169
 regulations as to 170

PROCLAMATION,

bringing Act into force 171

REGISTRATION,

of by-law imposing rate 167
 of certificate of discharge 168
 regulations as to 170

REGULATIONS,

powers of Lieutenant-Governor in Council 170

REMEDIES,

enforcing payment of debentures 169
 enforcing repayment of loan 169

RESOLUTION,

approval of loan 166
 to be forwarded to Treasurer 167

SALE,

enforcing payment 169

FARM LOANS.— <i>Continued.</i>	PAGE
SPECIAL RATE,	
by-law imposing	167
registration of by-law	167
collection of	169
TEMPORARY ADVANCES,	
may be made pending issue of debentures	167
TITLE,	
approval of by Treasurer	167
regulations as to	170
TREASURER OF ONTARIO,	
authorized to make loans to townships	165
FEEs OF OFFICERS IN ADMINISTRATION OF JUSTICE,	
<i>See</i> ADMINISTRATION OF JUSTICE EXPENSES	193
FEEs OF PUBLIC OFFICERS,	
returns and payment of proportion of percentage in case of death etc.	174
percentage, how computed and apportioned	174
FINES AND FORFEITURES,	
remission of fine—effect of	281
FIRE MARSHAL,	
ASSISTANT TO MARSHAL,	
fee for report of	295
CROWN ATTORNEY,	
to attend investigation on request of Fire Marshal	296
fees and expenses of	296
DEPUTY FIRE MARSHAL,	
suspension of, by Fire Marshal	297
DEPUTY PRO TEM.,	
remuneration	295
EXPERT AND PROFESSIONAL ASSISTANCE,	
employment of	295
FEEs AND EXPENSES,	
how payable	297
FUND,	
contributed by insurance companies	296
INSURANCE,	
adjustor to furnish report of loss	296
ONTARIO PROVINCIAL POLICE,	
Lieutenant-Governor in Council to fix payment for services.....	294
PROFESSIONAL ASSISTANCE,	
employment of	295
SALARIES AND EXPENSES,	
how payable	294
SUPERINTENDENT OF PROVINCIAL POLICE,	
Lieutenant-Governor in Council to fix remuneration	294
FOREST FIRES PREVENTION,	
CIGARS,	
throwing down while lighted in fire district	292

FOREST FIRES PREVENTION.—*Continued.*

PAGE

CLEARING UP LAND,	
complaint by municipal corporation	290, 291
enquiry by Provincial Forester	291
notice to owner	291
default of owner	291
work may be done by corporation	291
recovery of expenses	291
registration of claim for expenses of	291
CLOSE SEASON,	
what to be deemed for setting out fire	288
CONSTABLES,	
appointment of by <i>ex officio</i> justice of the peace	292
COOKING,	
regulations as to use of fire for	288
ENGINEER,	
duty of, as to safety appliances	290
ENGINES,	
use of fire prevention appliances on	290
ENTRY,	
right of Provincial Forester and officers	292
FIRE DISTRICTS,	
setting apart by proclamation	287
close season for setting out fire	288
regulations as to	288
powers of Provincial Forester as to clearing up land	289
offences in	290, 293
FIRE GUARDS,	
regulations as to making	288
GUN WADDING,	
throwing down while lighted in fire district	292
INFLAMMABLE MATERIALS,	
regulations as to destruction of	288
JUSTICES OF THE PEACE,	
appointment of for purposes of Act	292
LOCOMOTIVES,	
regulations as to	290
fire prevention appliances on	290
LOGGING ENGINES,	
regulations as to	290
MANUFACTURERS,	
precautions to be taken by	290
MATCHES,	
throwing down while lighted in fire district	292
MATERIALS,	
destroying wood or waste	290
MINISTER,	
meaning of	287
OFFICERS,	
appointment of by Minister	288

FOREST FIRES PREVENTION.—*Continued.*

PAGE

OWNER,

meaning of	292
powers of Provincial Forester as to directing clearing land of....	289
cost of work	289

PENALTIES,

setting out fire in contravention of regulations	289
refusing to carry out order of Provincial Forester	289
unlawful acts in fire districts during close season	290
engineer neglecting to use appliances	290
refusing assistance to justice or constable	292
dropping burning matches, cigars or gun wadding	292
obstructing Provincial Forester	292
destroying or effacing notices	293
recovery of	293

PROCLAMATION,

setting aside fire districts by	287
---------------------------------------	-----

PROVINCIAL FORESTER,

powers and duties of	287
----------------------------	-----

PROVISIONAL JUDICIAL DISTRICTS,

action by municipal council in case of danger by unfinished clearing	290
--	-----

RAILWAYS,

regulations as to fire prevention appliances	289
regulations as to use of locomotives	290
duty of engineer	290

REGULATIONS,

penalty for contravention of	288
power of Lieutenant-Governor in Council as to making	288

SETTING OUT FIRE,

penalty for contravention of regulations	288
--	-----

SPARK ARRESTERS,

regulations as to use of	290
--------------------------------	-----

STATIONARY ENGINES,

regulations as to	290
-------------------------	-----

TRACTION ENGINES,

regulations as to	290
-------------------------	-----

FOREST, TOWN OF,

contracts with Power Commission	112
by-law 461 (Power Commission) confirmed	115

FORT WILLIAM, CITY OF,

AGREEMENT WITH PORT ARTHUR AND PUBLIC UTILITIES COMMISSION, authority for confirmation of	190
--	-----

FORT WILLIAM LAND TITLES AND REGISTRY OFFICE,

electoral district, when to be constituted a separate division....	199
proclamation of separate registry and land titles division	199
books, transfer of, from Port Arthur office	200
cautions, transfer of	200
instruments, transfer of, from Port Arthur office.....	200
local master of titles, appointment of	200
registrar, appointment of	200
execution	201
regulations, authority to make	202

FOXES,

licenses not required for hunting foxes and wolves	182
--	-----

FRIENDS' SEMINARY,	PAGE
incorporation of Pickering College	525, 529
agreement with Town of Newmarket for supply of light and water	529

G

GAME AND FISHERIES,	
LICENSES,	
not required for hunting foxes or wolves	182
TREATIES,	
regulations for giving effect to	182
GRAIN GROWERS' GRAIN CO., LTD.,	
agreement with City of Port Arthur confirmed	425
GRAND VALLEY, VILLAGE OF,	
contract with Power Commission and by-laws 187 and 192 confirmed	114, 115
GUELPH, CITY OF,	
special rate for patriotic purposes	349
levy of	350

H

HAMILTON, CITY OF,	
power to borrow \$79,100 for certain purposes without assent of electors	351
redemption of outstanding debentures	352
HAVERGAL COLLEGE,	
incorporation of	530-534
power to hold lands	532
issue of bonds	532
borrowing powers	534
HEAL, JAMES, ESTATE OF,	
sale of certain lands by executors	546
application of proceeds of	546
HEN ISLAND,	
to form part of Township of Pelee	173
HIGHGATE, POLICE VILLAGE OF,	
contract with Power Commission	112
by-laws 575 and 576 (Power Commission) confirmed	115
HIGHGATE, VILLAGE OF,	
incorporation of	353-357
assessment for 1917	355
provision as to school section	356
apportionment of cost of schoolhouse	356
HIGH SCHOOLS,	
BOUNDARIES,	
by-law altering boundaries of former continuation school	185
ENTRANCE EXAMINATION,	
board of examiners in county where there is no high school	185
TEACHERS,	
See TEACHERS AND INSPECTORS SUPERANNUATION	301
HIGHWAY IMPROVEMENTS,	
COMMISSION,	
vacancies, how filled	99
CONNECTING ROADS,	
construction or improvement of by department	97
cost to be paid out of provincial grant	97

HIGHWAY IMPROVEMENTS—Continued.	PAGE
CONSTRUCTION,	
expenditures to be included in fixing cost	96
COUNTY BOUNDARIES,	
may be part of highway system	96
disputes as to liability to be determined by Ontario Railway and Municipal Board	97
procedure before board	98
COUNTY ROAD SUPERINTENDENT,	
salary and expenses to be included in estimating provincial grant	96
DEBENTURES,	
limit of amount of issue by county	98
ESTIMATING GRANT,	
salary of road superintendent to be included	96
GIFTS,	
powers of local board as to receiving	100
LEGISLATIVE APPROPRIATION,	
application of fund to provincial highways	85
MACHINERY,	
cost of, included in estimating provincial grant	97
MATERIALS,	
powers of local board as to receiving grants of	100
construction and operation of works for distribution of	100
powers of engineer or road superintendent as to taking	186
application to owner of gravel	187
application to County Judge to fix price	187
enforcement of Judge's order	187
appeal from order	187
ONTARIO RAILWAY AND MUNICIPAL BOARD,	
decision of board not to be subject to appeal	95
PLANT,	
cost of included in estimating provincial grant	96
PROVINCIAL COUNTY ROADS,	
Minister may designate main highway to be	97
amount of provincial subsidy	97
PROVINCIAL GRANTS,	
payable on certificate of engineer on approval of Minister	96
payment of aid out of	99
procedure for payment	100
RAILWAY SWITCHES,	
cost of included in estimating provincial grant	96
RIGHT OF WAY,	
cost of purchase, included in estimating provincial grant	96
powers of board as to expropriation of land for	100
TEMPORARY EMPLOYMENT,	
designation of appropriation chargeable with salaries	99
HIGHWAY TRAVEL,	
BICYCLES,	
repeal of power to regulate	262
BY-LAWS,	
repeal of inconsistent	262
HORSEMAN,	
right of way at cross-roads	262

HIGHWAY TRAVEL.—*Continued.*

PAGE

PROVINCIAL HIGHWAYS,

regulation of traffic on 91

VEHICLE,

right of way at cross-roads 262

HIGHWAYS,

See TORONTO AND HAMILTON HIGHWAY COMMISSION,

PLANS,

approval of when showing roads less than 66 feet wide 198

PROVINCIAL HIGHWAY SYSTEM,
establishment and control of,

See PROVINCIAL HIGHWAYS 83

SPECIAL LEGISLATIVE GRANT,

authority for payments out of 190

HOPS,

contracts for purchase of, restriction of right to bring action.... 281

powers of Board 281

HORTICULTURAL SOCIETIES,

township societies, establishment of 172

membership required 172

HOSPITALS,

maximum charge to municipality for indigent patient..... 186

HOTELS,

See TEMPERANCE ACT AMENDMENTS 267

HYDRO-ELECTRIC POWER COMMISSION,

See POWER COMMISSION106-154

See WATER POWERS REGULATION 159

See ONTARIO NIAGARA DEVELOPMENT 155

HYDRO-ELECTRIC RAILWAYS,

municipal debentures not to be included in estimating limit of
indebtedness 181

I

INDIANS,

when disqualified as voters 47

INDUSTRIAL EDUCATION,

ADVISORY COMMITTEE,

correction of clerical error as to 186

TRUANCY,

duty of teacher as to reporting 186

INEBRIATES,

prohibiting sale of liquor to and use of liquor by 270

INLAND REVENUE OFFICERS,

removal of disqualification at elections 46

INSPECTOR OF DIVISION COURTS,

delegation of authority by 178

INSURANCE,

CHILDREN,

under ten years of age, when insurance recoverable limited to
amount of premiums 180

RECIPROCAL AGREEMENTS TO INSURE,

when permissible 180

INTEREST,	
fixed rate to be allowed or paid by Province on municipal securities	57

J

JUDICATURE,	
ACCOUNTANT,	
withholding payment out of court in certain cases	178
MORTGAGES SECURING DEBENTURES,	
sanction of Court to sale under	177
TRUST COMPANY,	
employment of, to take charge of investments and securities.....	178
JUSTICES OF THE PEACE,	
EX OFFICIO,	
powers of Judges when acting as	178
FEES,	
on summary convictions	178

K

KINGSTON, CITY OF,	
contract with Power Commission and by-law 45 confirmed	114, 115
confirmation of by-law No. 8 (1917)	358-360
KINGSTON Y.M.C.A.,	
exemption of property from taxation	538, 539
KINGSTON Y.W.C.A.,	
exemption of property from taxation	540

L

LAKE ERIE COAL CO., LTD.,	
fixed assessment of in Village of Erieau	340
LAND TITLES,	
FORT WILLIAM,	
See FORT WILLIAM LAND TITLES AND REGISTRY OFFICE	199
NORTHERN AND NORTH-WESTERN ONTARIO DEVELOPMENT,	
loans to settlers, lien to be subject to assurance fees	189
PLANS,	
approved of before registration	199
LAND SURVEYORS,	
See ONTARIO LAND SURVEYORS	217
LEGISLATIVE ASSEMBLY,	
vacancies caused by death, by-election need not be held during war	175
appointment of librarian	175
payment for books ordered by printing committee	175
LIONS HEAD,	
incorporation of Village of	361-364
assessment for 1917	364
LITTLE CHICKEN ISLAND,	
to form part of Township of Pelee	173

LOANS,	PAGE
authority for issue of provincial loan for \$8,000,000	12
authority for issue of provincial loan for \$17,000,000 to retire outstanding Government Stock	13
LOANS FOR AGRICULTURAL PURPOSES, <i>See</i> FARM LOANS	165
LOAN AND TRUST CORPORATIONS, SHARES, transfer under letters probate, etc., issued out of Ontario	180
LOCAL IMPROVEMENTS, PROVINCIAL HIGHWAYS, cost of additional width	92
imposing special rate on report of engineer on lands benefited....	94
LONDON, CITY OF, confirmation of certain by-laws	365
power to borrow \$100,000 for car equipment for London Railway Commission	365
\$60,000 for extensions to waterworks system	365
acquiring lands for industrial sites	366
guarantee of bonds of London Industrial Association	366
mayor to be member of Board of Governors of Western University	367
natural gas, procuring supply of for use of, and for inhabit- ants	367, 368
power to borrow \$50,000	368
power to borrow \$100,000 for erection of elevator in Port Stanley	368
LONDON STREET RAILWAY, SUNDAY CARS, operating in Township of London	181

M

MANHOOD SUFFRAGE REGISTRATION ACT, repeal of	38
MANHOOD SUFFRAGE VOTERS, assessor not to enter names on roll	15
MATHESON, TOWN OF, authority for provincial guarantee of certain municipal debentures	58
by-law No. 89 confirmed	59
MERCANTILE LAW, regulations of purchase, etc., of stocks of goods in bulk, <i>See</i> BULK SALES	203
MIDDLE ISLAND, to form part of Township of Pelee	173
MIDDLE SISTER ISLAND to form part of Township of Pelee	173
MIDLAND, TOWN OF, contract with Power Commission and by-law 949 confirmed	113-115
confirmation of by-law 953, granting aid to Midland Dry Dock Co.	380
MIMICO, TOWN OF, incorporation	388-395
collection of arrears of taxes	393
waterworks system, construction of	393, 394
incinerator plant, construction of for use of Town and Village of New Toronto	395
MINING, PATENTS AND LEASES, conditions as to treatment and refining of ores in Canada.....	72, 73
exemptions	73

MINING TAX,	PAGE
ACREAGE TAX,	
extended to organized municipalities	56
amount of	56
share of municipality in	56
ASSESSMENT,	
limit of municipal taxes on income	55
BRITISH WAR TAX,	
deduction of	54
CALCULATION OF PROFITS,	
on nickel and nickel-copper mines	53
mines other than nickel and nickel-copper mines	53
where sale is at pit's mouth	54
when sale not to be deemed <i>bona fide</i>	54
COBALT, TOWN OF,	
special provisions as to	55
INCOME TAX,	
limit of rights of municipality	55
MARKET VALUE,	
how ascertained by mine assessor	53
how determined	53, 54
MUNICIPALITIES,	
share in acreage tax	56
NICKEL COPPER MINES,	
taxes on profits of	52
PROFITS,	
right of taxation upon nickel and nickel-copper mines	52
deduction of British and Canadian profit taxes	54
SMELTING,	
allowance for costs of	53
WAR TAX,	
allowance for in case of British smelter	54
MOORE, WILLIAM JOHN, ESTATE OF,	
agreement between executors, County of Bruce and Children's Aid Society of County, confirmed	549
payment over by executors to Children's Aid Society of balance of estate	549
by County of annuity to widow	549
MORTGAGES, SECURING DEBENTURES,	
sanction of Court to sale under	177
MORTGAGORS AND PURCHASERS RELIEF ACT,	
extension of operation for further term	187
MOTOR VEHICLES,	
ARREST WITHOUT WARRANT,	
in certain cases	266
COSTS,	
adding sum to, for complainant	266
DRIVING,	
restriction on minors as to	265
LAMPS,	
what to be carried on motor vehicle and motor bicycle	263
LICENSE,	
certain minors must have, to drive	265
new, not to be issued during suspension or revocation of	266

MOTOR VEHICLES.—*Continued.*

	PAGE
LIGHTS,	
prohibition as to use of revolving, etc.	264
strength of, with reflector	264
MARKERS,	
on front and back of motor bicycle	264
height of, numbers on	264
penalty for defacing, altering, etc.	264, 265
MINORS,	
restriction on as to driving	265
MOTOR BICYCLES,	
lamps to be carried on	263
markers on	264
OWNER,	
limit of liability for violation of Act	265
PENALTIES,	
discretion as to amount of	266
PERMIT,	
issue of by authorized persons	263
SPEED,	
limit of when passing horse-drawn vehicle	265
TRANSFER,	
penalty for failure to give notice as to	265
MUNICIPAL ARBITRATIONS,	
AWARD,	
when binding	181
MUNICIPAL INSTITUTIONS,	
ASHES,	
collection and removal of in townships	242
BRIDGE,	
permitting construction of over highway by owners of land.....	244
BRIDGES OVER 300 FEET IN LENGTH,	
approaches, when to form part of	243
application of section to construction and renewal	243
determination as to length of bridge required	243
provision for new application in certain cases	243
agreements for constructing and maintaining, etc.	244
BUILDINGS,	
extension of existing, in prohibited areas	242
BY-LAW,	
repeal of expropriating, in case of appeal	239
before award	239
registration of certificate as to	239
CHURCHES,	
special rate on for collection of ashes, garbage, etc.	241
CONSTABLES,	
special rate on part of township for payment of	240
COUNTY COUNCIL,	
date of first meeting	238
DEBENTURES,	
payment of principal in multiples of \$100	238
equal instalments of principal with interest on balances.....	238

MUNICIPAL INSTITUTIONS.— <i>Continued.</i>	PAGE
EXPROPRIATION,	
application to Judge for leave to enter on land	239
repeal of by-law in case of appeal	239
before award	239
FOOD AND FUEL,	
power of local municipalities to buy and sell	240, 241
FORMS,	
amendment of	244
GARBAGE,	
by-laws for collection, not including ashes	241
special rate on churches for collection of	241
collection and removal of in townships	242
GOODS,	
prohibiting sale of on private lands in defined areas	242
HIGHWAY,	
construction of bridge over by private owners	244
JOURNEYMAN PLUMBER,	
licensing and regulating	242
MASTER PLUMBER,	
licensing and regulating	242
MEETINGS,	
date of first of County Council	238
MERCHANDISE,	
prohibiting sale of on private lands in defined areas	242
MUNICIPAL BOARD,	
approval of by-law to buy and sell food and fuel	240, 241
PLUMBERS,	
licensing and regulation of	242
definition of "Master Plumber" and "Journeyman Plumber" ..	242, 243
POLICE MAGISTRATE,	
remuneration of as police commissioner	240
POLICE VILLAGES,	
supply of water for use of	244
POLLING PLACES,	
use of public schools in cities for	240
RATES,	
limit of yearly	239
RETURNS,	
retainment by Provincial Treasurer of moneys for failure to make	238
SEEDS,	
purchase and donation of	241
power of counties as to refuse from cleaning of	242
VEHICLES,	
power to license users of, extended to all cities	242
WARES,	
prohibiting sale of on private lands in defined areas	242
WATER,	
supply of for use of police village	244
MUNICIPAL SECURITIES,	
current rate of interest payable by Province	57

N

NAVAL SERVICE,	PAGE
absence not to disqualify as voters	47
returned soldiers and sailors, settlement of on public lands.....	75
NEW TORONTO, VILLAGE OF,	
construction of incinerator plant for use of Village and Town of Mimico	395
NIAGARA FALLS AND STAMFORD INDUSTRIAL COMMISSION,	
establishment of	397
power to acquire and expropriate certain flooded lands	397
borrowing power of councils	398
payment over of moneys to commission	398
power of city and township to indemnify Dominion <i>re</i> damages by flooding	399
NORTHERN AND NORTH-WESTERN ONTARIO DEVELOPMENT,	
settlement of claims for death or injury to workman	74
NORTH HARBOUR ISLAND,	
to form part of Township of Pelee	173
NORTH NORWICH, TOWNSHIP OF,	
contract with Power Commission and by-law 771 confirmed	114-116
NURSING SISTERS,	
registration as voters	21
absence not to disqualify as voters	47

O

OATHS,	
administration of, by Lieutenant-Colonel overseas	189
ONTARIO BOARD OF PAROLE,	
<i>See</i> PAROLE OF PRISONERS	318
ONTARIO COMPANIES ACT,	
<i>See</i> CO-OPERATIVE COMPANIES	222
ONTARIO ELECTION ACT,	
<i>See</i> ELECTIONS TO THE ASSEMBLY	173
ONTARIO FRANCHISE ACT,	
ABSENCE,	
on military or naval service or as students	21
registrar in cities or county towns of 9,000 to leave notice at residence.....	38
ABSENTEES,	
entry on list at supplementary sittings	41
ACT,	
copies to be sent to revising officer	36
ADVERTISEMENT,	
notice of posting up of list	27
AFFIDAVIT,	
not to be sworn before member or candidate	32
right to inspect and take copies	33
application to enter absentee on list	41
AGE,	
voter must be twenty-one, except in case of soldiers and sailors..	22
AGENTS OF CANDIDATE,	
right to be present at sittings of registrar	44

ONTARIO FRANCHISE ACT.—*Continued.*

	PAGE
ALIENS,	
naturalization, what required	22
women, certificate of enfranchisement	22
ALPHABETICAL INDEX BOOK,	
to be furnished to registrar	25
making up list by street numbers	25
AMENDMENTS,	
powers of revising officer as to	31
APPEALS TO BOARD OF APPEAL,	
constitution of Board	43
chairman	43
clerk	43
right of	43
notice of	43
time and place of sittings of Board	43
application of provisions as to appeals to revising officer	43
finality of	44
alterations in lists as result of	44
APPEALS TO REVISING OFFICER,	
board to designate member to hear	27
sittings in each municipality	27
decision, when to be given	28
appointment of clerk	28
oath to be taken	28
notice of sittings	28
what date may be fixed for sittings	28
notice of last day for	28
subject of, what may be	28
decision to be final	28
who may appeal	28
notice of	28
qualification acquired after list prepared	29
loss of qualification before time for appealing	29
correction of errors	29
notice of, how and when to be given	29
list of	29
hearings	29
order for attendance of witnesses	30
penalty for non-attendance	30
list of changes made	31
noting changes on printed list	31
finality of list, as certified by revising officer	31
place of sittings	31
general powers of revising officer	31
constable	31
special report on fraudulent conduct	32
substituted appellant	32
costs	32
affidavits sworn before member or candidate not to be used	32
not to lie in cities and county towns of 9,000	39
APPLICATION OF ACT	20
BOARD,	
means voters registration board	20
BOARD OF APPEAL,	
regulations as to	36-37
<i>See</i> APPEALS TO BOARD OF APPEAL	43
BOOKS,	
clerk of the Crown in Chancery to supply or furnish samples	32
right to inspect and take copies	33
penalty for tampering with	35

ONTARIO FRANCHISE ACT.—*Continued.*

PAGE

BRIBERY,

definition of offence	33
penalty	34

BRITISH SUBJECT,

naturalization hereafter	22
--------------------------------	----

BY-ELECTION,

preparation of lists for	37
--------------------------------	----

CANDIDATE,

improper conduct invalidates election.....	33
list to be sent to	27

CERTIFICATE,

right to inspect and take copies	33
of refusal to enter applicant on list	43

CHAIRMAN,

to give notice of preparation of lists	24
--	----

CHAIRMAN OF BOARD OF APPEAL,

who. to be	43
------------------	----

CHIEF OF POLICE,

to have constable in attendance at sittings of registrar and Board of Appeal	44
---	----

CITIES AND TOWNS OF 9,000,

special provisions as to preparation of lists	38
lists to be prepared by street numbers	38
notice to persons omitted owing to absence	38
list to be the only list to be used	39
who may be entered on list	39
list not to be subject to revision by revising officer.....	39

CITY,

application of Part II. to	20
county or district town of 9,000 to be deemed	20

CLERK OF BOARD,

appointment of	23
to take oath of office	23
delivery of lists to	26
printing, distributing and posting up of lists	26
book to be kept with dates and particulars	27
certificate on printed lists	27
notice in printed lists	27

CLERK OF BOARD OF APPEAL,

who may be appointed	43
----------------------------	----

CLERK OF THE CROWN IN CHANCERY,

to furnish books and forms	32
----------------------------------	----

CLERK OF MUNICIPALITY,

copy of printed list to be sent to	26
--	----

CLERK OF THE PEACE,

duty as to name removed from Part I. of voters' list	21
delivery of certified list to, by revising officer	31
books and forms to be furnished to	32
duty as to furnishing copies or extracts from lists	33
attendance at sitting of Board of Appeal	44

CLERK TO REVISING OFFICER,

appointment of	28
oath	28

ONTARIO FRANCHISE ACT.—*Continued.*

	PAGE
COMMENCEMENT OF ACT, on proclamation	20
COMPLAINTS AND APPEALS, See APPEALS TO REVISING OFFICER	27-31
CONSERVATORS OF PEACE, registrars and members of Board of Appeal to be	44
CONSTABLE, appointment of by revising officer	31
COSTS.....	31
COUNTY, board to be constituted for	23
COUNTY CLERK, list to be sent to	27
COUNTY TOWN, application of Part II, where population 9,000 or over	20
COURT HOUSE, when revising officer to use	31
DISQUALIFICATION, for bribery or other offence	34
DISTRICT, board to be constituted for	23
DISTRICT TOWN, to be deemed a city when population 9,000 or over	20
DOCUMENTS, safe keeping by registrar	26
right to inspect and take copies	33
clerk of peace to permit inspection of documents, etc.	33
ENFRANCHISEMENT CERTIFICATE, when required of foreign born women	22
how granted	23
regulations as to	36
EVIDENCE, administration of oath by registrar	25
order for attendance of witness before revising officer	30
powers of registrar at supplementary sittings	40
FEES, of constable at sittings of revising officer	32
clerk of the peace furnishing copies of lists	33
regulations for fixing	36
FEES AND EXPENSES, payment of by province	33
Auditor of Criminal Justice Accounts to audit fees and expenses payable by Province	33
provisions for payment by Province	33
FOREIGN BORN, naturalization, requirements as to	22
women, certificate of enfranchisement	22
FORMS, clerk of the Crown in Chancery to supply or furnish samples....	36
copies to be sent to revising officer	36

ONTARIO FRANCHISE ACT.—*Continued.*

PAGE

FRAUDS,	
special report of revising officer as to	32
FRAUDULENT CONDUCT,	
what may constitute	34, 35
penalty	34
HEAD OF MUNICIPALITY,	
copy of printed list to be sent to	26
HEAD TEACHERS,	
list to be sent to	26
INDEX BOOK,	
to be furnished to registrars	25
making up list by street numbers	25
INDIANS,	
qualifications when serving in army or navy	22
INFORMATION,	
refusal to give	25
INSPECTOR OF LEGAL OFFICES,	
to be member of Registration Board in York	23
JUDGE OF COUNTY COURT,	
granting enfranchisement certificate	22
to be member of registration board	23
striking names off list on conviction of offence	36
LISTS,	
who to be entered on	21, 22
lettering after names on	22
naturalized persons	22
women, certificate of enfranchisement, when required	22
proclamation directing preparation	24
how to be made up by registrar	25
persons refusing oath or information not to be entered by registrar	25
time for completion by registrar.....	25
extension by board	26
certifying and attesting by registrars	26
delivery to clerk of board	26
safe custody	26
printing and distribution by clerk of board	26
posting up in office of clerk of board	26
right to inspect and take copies	33
clerk of the peace to furnish copies on demand	33
offences in connection with	33
preparation of new, on account of misconduct of registrar.....	35
regulations as to preparation of.....	36, 37
when to be prepared in case of by-election	37
preparation of, for unorganized territory	38
supplementary lists in cities and county towns of 9,000,	
<i>See</i> SUPPLEMENTARY LISTS	38, 41
LOCAL MASTER,	
to be member of registration board	23
LOCAL REGISTRAR,	
to be member of registration board	28
"M.F.",	
lettering on list after name of voter	22
MANHOOD SUFFRAGE REGISTRATION ACT,	
repeal of	38

ONTARIO FRANCHISE ACT.—*Continued.*

	PAGE
"M.W.",	
lettering on list after name of married woman	22
MASTER IN CHAMBERS,	
to be member of registration board in York	23
MASTER IN ORDINARY,	
to be member of registration board in York	23
MASTER OF TITLES,	
to be member of registration board in York	23
MEMBER OF THE ASSEMBLY,	
list to be sent to	27
MEMBER OF THE HOUSE OF COMMONS,	
list to be sent to	27
MILITIA,	
absence on service not to disqualify	21
MISTAKES,	
not to invalidate elections unless result affected	32
MUNICIPAL VOTERS' LISTS,	
preparation of, where Act is in force	15
NATURALIZATION,	
what required	22
NAVAL SERVICE,	
absence on, not to disqualify	21
qualification required for entry on list	22
NOTICE,	
of preparation of lists	24
form of	25
of posting up of printed list by clerk of board	27
of appeal to revising officer	29
NURSES,	
absence on service in army or navy not to disqualify	21
OATH,	
member and clerk of Board	23
registrar to take	24
refusing to take	25
registrar may take evidence under	25
forms to be furnished to registrars	25
of registrar attesting lists	26
verifying particulars as to distribution of printed lists	27
clerk to revising officer	28
administration of, on application to be entered on supplementary	
list	40
at sittings of registrar	40
refusal of applicant at supplementary sittings	40
OFFENCES,	
non-attendance	30
bribery	33
personation	34
counselling or procuring	34
frauds	34
misfeasance in officer	34
penalty	34
dismissal of registrar for misconduct	35
tampering with books, etc	35
refusing to accept office or take oath	35
commissioner fraudulently taking affidavit	35
recovery of penalty	36

ONTARIO FRANCHISE ACT.—*Continued.*

	PAGE
PENALTY,	
non-attendance of witnesses before revising officer	30
bribery	34
personation	34
tampering with books and documents	35
registrar, etc., refusing to accept office or take oath	35
administering false oath	35
recovery of	36
PERSONATION,	
definition of	34
penalty	34
POLICE MAGISTRATE OF TORONTO,	
to be member of registration board in York	23
POLITICAL ORGANIZATIONS,	
right to representation at sittings of registrar	45
POSTING UP LIST,	
duty of clerk of the board as to	27
POSTMASTERS,	
list to be sent to	26
PREScribed,	
means prescribed by regulation	20
PROCLAMATION,	
bringing Act into force by	20
directing preparation of lists	24
PROVISIONAL JUDICIAL DISTRICT,	
board to be constituted for	23
QUALIFICATION,	
for entry on lists	20
absence on military or naval service or as student	21
removal of names from other lists	21
soldiers and naval service	22
registrar to administer oath in case of doubt	25
right of appeal	29
loss of after preparation of list	29
complaint as to	29
REGISTRAR,	
lettering of qualification after names on lists	22
board to advise and direct	24
appointment of	24
oath	24
vacancies	24
dismissal	24
to be assigned to each registration district	24
name and address to be given in notice of preparation of lists ..	25
procedure in making up list	25
tendering oath	25
not to enter name where oath or information refused	25
time for completion of list	25
dismissal for misconduct	35
penalty for refusing to accept office or take oath	35
sittings for making up supplementary lists,	
<i>See SUPPLEMENTARY LISTS.</i>	38-41
REGISTRAR OF DEEDS,	
when to be member of registration board	23
list to be sent to	27
REGISTRATION,	
regulations as to	36, 37

ONTARIO FRANCHISE ACT.—*Continued.*

	PAGE
REGISTRATION DISTRICTS,	
how to be formed	24
notice of preparation of lists to give limits	25
REGULATIONS,	1
powers of Lieutenant-Governor in Council as to	36
copies to be sent to revising officer.....	36
may be different for different classes of municipalities	37
force of	37
REVISING OFFICER,	
appeals to— <i>See</i> APPEALS TO REVISING OFFICER	27, 31
penalty, etc.	35
regulations as to	36, 37
SATURDAY,	
sittings of registrar	39
SHERIFF,	
to be member of registration board	23
SITTINGS,	
regulations as to	37
SOLDIERS,	
absence on service not to disqualify	21
qualification required for entry on list	22
SOLDIERS' FRANCHISE,	
entry on list in unorganized territory	38
SPECIAL CONSTABLES,	
appointment of by registrar and Board of Appeal	44
STREET NUMBERS,	
making up lists by	25
preparing lists in cities and county towns of 9,000	38
STUDENTS,	
absence at a Canadian institution not to disqualify	21
SUPPLEMENTARY LIST,	
preparation of	39
sittings of registrar to make up	39
application for entry on	39
hearing of application	40
procedure by registrar	40
administration of oaths	40
refusal to take oath or give information	40
making up list from oaths books	40
interference with books	41
absentees	41
TIME,	
commencing to make up lists	24
completing of list by registrar	25
for giving decisions on appeals	27
for sittings of revising officer	28
for appeals to revising officer	28
provisions as to	32
to be directory	32
regulations as to	36
sittings of registrar to make up supplementary lists	39
board of appeal	43
TREASURER OF MUNICIPALITY,	
list to be sent to	26

ONTARIO FRANCHISE ACT.—*Continued.*

PAGE

UNORGANIZED TERRITORY,

preparation of voters lists in 38

URBAN MUNICIPALITIES,

making up lists by street numbers 25

VOTERS LISTS,

erasure of names from Part I in lists of qualification 21

VOTERS REGISTRATION BOARD,

appointment of clerk 23

oath of member 23

to be established in each county or district 23

how composed 23

in County of York 23

chairman, appointment of 24

vacancies, how filled 24

appointment of registrars by 24

registration districts to be formed by 24

advising and directing registrars 24

furnishing index books to registrars 25

to furnish forms of oaths 25

extending time for completion of lists by registrar 26

appointment of revising officers 27

clerk to revising officer 28

notice of sittings of revising officer 28

lists, revising of same 28

ordering preparation of new lists on account of misconduct of

registrar 36

regulations as to 36

WITNESS,

order for attendance before revising officer 30

WOMEN,

to be entered on list 20

qualification 20

certificate of enfranchisement, when required 22

entry on list in unorganized territory 38

YORK, COUNTY OF,

special provision as to registration board in 23

ONTARIO GAME AND FISHERIES ACT,

See GAME AND FISHERIES, 182

ONTARIO GOVERNMENT STOCK,

loan of \$17,000,000 for retirement of, authorized 13

ONTARIO LAND SURVEYORS,

APPRENTICESHIP,

requirements in case of students at university, etc. 217

shortened term for students at university 217

CERTIFICATE OF QUALIFICATION,

application for 218

EXAMINATION FOR ADMISSION,

principles and methods of highway construction 217

FEES,

amendments as to 218

suspension for non-payment 218

QUEEN'S UNIVERSITY,

shortened term of apprenticeship for students 217

STUDENTS,

apprenticeship—minimum term of service in each year 217

SUSPENSION,

for non-payment of annual fee 218

ONTARIO NIAGARA DEVELOPMENT,	PAGE
BONDS,	
issue of	158
may be guaranteed by Province	158
COMPANIES,	
power to purchase works of	155
supply of power to	157
CONTRACT WITH MUNICIPALITIES,	
amendment of	156
MAXIMUM PRICE OF POWER,	
how determined	156
POWERS OF COMMISSION,	
generally	155
supplying companies or individuals	157
application of profits	157
agreements with Park Commission	157
issue of bonds—guarantee of Province	158
QUEEN VICTORIA NIAGARA FALLS PARK,	
authority for conveyance of land in Chain Reserve to Power Commission	157
agreements as to taking over and maintaining lands not required for works	157
WORKS,	
construction and operation of Power Commission	155
purchase of works of present companies	155
issue of bonds	158
guarantee of Province	158
to be held in trust for municipalities	157
ONTARIO RAILWAY ACT,	
SUNDAY CARS,	
prohibition not to apply to street railway in township of London.	181
ONTARIO SCHOOLS FOR DEAF AND BLIND,	
granting certificates to teachers in	183
superannuation allowance to teachers	301
ONTARIO TEMPERANCE ACT,	
<i>See</i> TEMPERANCE ACT AMENDMENTS	267
ONTARIO VOTERS' LISTS ACT,	
<i>See</i> VOTERS' LISTS	15, 173
ORGANIZATION OF RESOURCES COMMITTEE,	
expenses, how payable	189
honorarium to member absent from usual occupation	188
objects of committee	188
temporary help—employment of	189
OTTAWA, CITY OF,	
power to borrow money for certain purposes without assent of electors	400, 401
payment of wages of civic employees enlisting for overseas service	402
agreement with Firemen's Benevolent Association confirmed.....	402
construction of pavement on certain streets as local improvements	402
sinking funds, agreements as to apportionment of surplus, with Public School Board, Collegiate Institute Board, and Hydro-Electric Commission confirmed	403
statement as to by Treasurer	403
application of surplus moneys arising from investments	404
debentures, power to buy in outstanding	404
issue of in multiples of \$100	405

	PAGE
OTTAWA SEPARATE SCHOOLS,	
authority for appointment of Commission to adopt schools	310
proclamation of Act	311
settlement of liabilities of former Commission	313
OTTERVILLE, POLICE VILLAGE OF,	
contract with Power Commission	112
by-laws 582 and 583 (Power Commission) confirmed	115
 P	
PARIS, TOWN OF	
certain lands vested in	411
authority to sell	411
PAROLE OF PRISONERS,	
BOARD,	
constitution of	318
chairman and secretary	319
quorum	319
honorarium to members of	319
salaries and expenses, how payable	319
powers as to making regulations	319
BREACH OF PAROLE,	
return of prisoner for	320
MINISTER OF JUSTICE,	
approval of regulations, when required	320
PAROLE COMMISSIONER,	
appointment and powers of	319
salary	319
PRISONERS,	
who to be deemed	318
regulations as to release of	319
release of, on order of board	320
assistance to	320
PRISONERS ASSISTANCE FUND,	
application for payment out of	320
PRISONS AND REFORMATORIES ACT,	
application to prisoners mentioned in	318
REGULATIONS,	
powers of Board as to making	319
approval of Lieutenant-Governor in Council	319
REPORT,	
to be made by Board annually	320
RETURN,	
to be made by Board	320
SECRETARY,	
powers and salary of	319
PATRIOTIC GRANTS,	
ALLOWANCES,	
to widows, children, parents, etc.	232
AMMUNITION,	
purchase of	233
BATTALION,	
providing outfit and equipment for overseas	232

PATRIOTIC GRANTS. — <i>Continued.</i>	PAGE
BRITISH RED CROSS FUND, granting aid to	232
BRITISH SAILORS' RELIEF FUND, granting aid to	232
BY-LAWS, confirmation of certain	233
FUNDS, for aiding widows, children, parents, etc.	232
HORSES, purchase of	233
INSURANCE, for benefit of parents, widows, children, etc.	232
PICKET DUTY, pay to soldiers for	233
RETURNED SOLDIERS, expenses in connection with	233
grants to	233
RIFLES, purchase of	233
PELEE, TOWNSHIP OF, certain islands to form part of	173
acquiring land and erection of physician's residence, etc.	413
lease and sale of residence, etc.	414
use of McCormick Trust Funds for erecting schools, etc.	414
PENETANGUISHENE, TOWN OF, contract with Power Commission and by-law 535 confirmed	113, 115
consolidation of floating debt	416, 417
PERSONATION, amendment as to proceedings for punishment	50
PETERBOROUGH, CITY OF, power to borrow \$10,000 for motor fire apparatus	419
control of Peterborough Radial Railway by Utilities Commission..	420
power to borrow \$10,000 re arbitration with Peterborough Light and Power Co.	420
PETROLIA, TOWN OF, consolidation of floating debt at \$27,500	423
special issues of debentures in 1917 to 1921	423
audit of books and accounts by Provincial Municipal Auditor....	424
PHARMACY, CODEINE, sale, except upon prescription, prohibited	215
by wholesale to be to registered person only.....	215
order to be in writing	215
return of sales by wholesale dealers	215
CONVICTIONS, cancellation of certificate upon	214
suspension of certificate upon	214
COUNCIL, qualification of members	214
voters at election	214

PHARMACY.—*Continued.*

PAGE

HEROIN,

sale except upon prescription prohibited	215
by wholesale to be to registered person only	215
order to be in writing	215
return of sales by wholesale dealers	215

LAUDANUM,

not to be sold by others than druggists	216
---	-----

MORPHINE,

sale, except upon prescription, prohibited	215
by wholesale to be to registered person only	215
order to be in writing	215
return of sales by wholesale dealers	215

OPIUM,

sale, except upon prescription, prohibited	215
by wholesale to be to registered person only	215
order to be in writing	215
return of sales by wholesale dealers	215

PENALTIES,

increase in	216
application of	216
refund by College on Order-in-Council	216

SCHEDULE,

certain drugs not to be sold by others than druggists	216
---	-----

VÉRONAL,

not to be sold by others than druggists	216
---	-----

WHOLESALE DRUGGISTS,

restriction upon sale of certain drugs	215
--	-----

PICKERING COLLEGE,

incorporation of	529
------------------------	-----

PLANNING AND DEVELOPMENT,

AGREEMENT,

between owners as to sub-division of lands	251
not to be binding on prior mortgagee	252

APPLICATION OF ACT

247

BOARD,

meaning of	247
approval by of general plan	247
of plan by, on failure of council	251

CERTIFICATE,

approving plan	252
----------------------	-----

CONVEYANCES,

restriction as to land abutting on certain highways	252
---	-----

COUNCIL,

approval of plans by	248-249
reference by, of plan, to engineer	249

COUNTY COUNCIL,

notice to when highway under jurisdiction of affected	452
---	-----

ENGINEER,

report of to council on plans—

matters to be considered by, before making	249, 250
consideration of by council	250
notice of intention of council to consider	251

PLANNING AND DEVELOPMENT.— <i>Continued.</i>	PAGE
GENERAL PLAN,	
adoption of	247
what to show	247
approval of by Board	247
filing of	247
HIGHWAYS,	
less than 66 feet wide, approval of plan of land abutting on	249
report by engineer as to number and width of	249-250
restriction as to conveyances of land abutting on certain	252
HIGHWAY COMMISSION,	
notice to, when highway under jurisdiction of affected	252
JOINT URBAN ZONE,	
meaning of	247
LOT,	
no sale of except according to approved plan	249
report by engineer as to size and form	249, 250
MORTGAGEE,	
agreement between owners as to sub-division not to bind prior....	252
NOTICE,	
to owners to bring in other lands	251
of intention of council to consider report of engineer	251
to county or highway commission as to highways affected	252
OWNERS,	
agreement between as to including other lands	251
PLANS,	
adoption of general	247
approval of before registration	248, 249
not to be registered until approved	247
not to bind prior mortgagee	252
certificate approving	252
PRACTICE,	
of Board to apply	253
PROCEEDINGS,	
before registration of plan	249
REGISTRATION,	
none of plan until approved	247
REPORT,	
of engineer on plans	249
matters to be considered in making	242, 250
consideration of by council	250
notice of intention of council to consider	251
RULES OF PRACTICE,	
of Board to apply	253
SENIOR MUNICIPALITY,	
meaning of	247
jurisdiction of in joint urban zone	251
TOWN PLANNING COMMISSIONS,	
provision for establishment of	253
URBAN ZONE,	
meaning of	247

INDEX		591
PLANS,		PAGE
approval of before registration		179
Crown witnesses, fees for preparing		179
POINT EDWARD, VILLAGE OF,		
contract with Power Commission		112
by-laws 631 and 632 (power commission) confirmed		115
POLICE VILLAGES,		
by-laws for extension or improvement of works under contract with Power Commission		109
PORT ARTHUR, CITY OF,		
authority for confirmation of agreement with Fort William, etc..		190
agreement with Grain Growers' Grain Co. confirmed		425
Saskatchewan Co-Operative Elevator Co. confirmed		426
James Richardson & Sons, Ltd., confirmed		426
tax sales and deeds confirmed		426
PORT McNICHOLL,		
incorporation of Village of	434-439	
tax sales for 1917, provision as to		438
apportionment of certain fixed assessments and taxes		438
POSTMASTER,		
removal of disqualification at elections		46
POWER COMMISSION,		
ARTHUR, TOWN OF,		
contract confirmed		114
ASSESSMENT,		
lands of Commission to be subject to municipal taxation		107
buildings, superstructures, substructures, etc., to be exempt		107
BONDS,		
power to issue		107
authority for government guarantee		108
BY-LAWS OF MUNICIPALITIES,		
confirmation of		115
COMPTROLLER,		
appointment by Commission		106
books and accounts		106
vacancy in office		106
salary		106
CONTRACTS,		
amendment of Niagara Falls contract		156
GRAND VALLEY, VILLAGE OF,		
contract confirmed		114
KINGSTON, CITY OF,		
contract confirmed		114
MUNICIPAL DEBENTURES,		
not to be included in estimating limit of indebtedness		108
MUNICIPAL DEBENTURES FOR EXTENSION AND IMPROVEMENT,		
approval of Commission required		111
liability of members of Council		111
by-law to be void if passed without approval		111
other special or general provisions not to apply		111
NIAGARA CONTRACT,		
municipalities added as parties		112

POWER COMMISSION.— <i>Continued.</i>	PAGE
NIAGARA FALLS DEVELOPMENT, See ONTARIO NIAGARA DEVELOPMENT	155
OFFICE BUILDINGS IN MUNICIPALITIES, application of surplus funds to	111
leasing part of building to other public utilities	111
POLICE VILLAGES, extensions and improvements, assent of electors not required.....	109
approval of Commission	109
PUBLIC UTILITIES COMMISSION, appointment of Commission where township contracts for sup- ply of power	110
lease of part of office building to	111
REGULATIONS, penalty for non-compliance with order of Commission.....	112
SHARES IN COMPANIES, power to acquire	107
agreements for purchase	107
guaranteeing contracts of company	107
government may agree to guarantee performance of conditions...	108
SIMCOE POWER WORKS, contracts with Collingwood, etc., confirmed	112
SINKING FUND CHARGES, power to relieve municipalities for the first five years of contract	112
SURPLUS FUNDS OF MUNICIPALITIES, application of in erection of office building	118
misapplication, proceedings by Commission against Council	112
TARA, VILLAGE OF, contract confirmed	114
TAXES, assessment of lands of Commission for.....	107
TOWNSHIP CONTRACTS, confirmation,—Scarborough, etc.	114
TOWNSHIP DISTRIBUTION WORKS, by-laws for acquiring site and establishing works	110
for entering into contract with Commission	110
for issuing debentures	110
sectional by-law, submission to ratepayers	110
debentures and special rate	110
commission for management and control of works	110
WATER POWERS REGULATION, order for delivery of power developed in excess of rights of owner	160
POWER LINES, PROVINCIAL HIGHWAYS, right to carry lines over	90
alteration of location on	95
PROTECTION OF BIRDS, regulation for giving effect to treaties, etc	182
PROVINCIAL AUDITOR, salary increased to \$5,000	175

PROVINCIAL HIGHWAYS,	PAGE
ACCIDENTS, department not liable where highway closed to traffic.....	88
ACCOUNTABLE CHEQUES, issue of, for cost of work	86
APPEALS, by county to Ontario Railway and Municipal Board	87
from city's cost of share of provincial suburban road	94
from report of engineer as to local assessment	96
not to lie from decision of Ontario Railway and Municipal Board..	95
ARBITRATIONS, determination of claims for damages for non-repair	92
BOUNDARY, surveys for determination of	90
BRIDGES, apportionment of cost of construction between municipalities and department	88
clear span, meaning of	89
cost of maintenance to be borne by Province	89
appeals to Ontario Railway and Municipal Board	89
apportionment of cost to be paid	89
BRIDGES AT INTERSECTIONS, to be part of highway	84
BUILDINGS, fixing distance of erection from roadway	90
directing removal of	90
BY-LAWS, rights of municipalities under, transferred to department.....	83
CITIES, proportion of cost of work on suburban road to be borne by.....	86
designation of provincial suburban roads	94
proportion of cost	94
appeal to Ontario Railway and Municipal Board	94
where expenditure incurred prior to designation of road	94
CLEAR SPAN, meaning of	89
CLEARING LANDS, powers of Minister as to directing	90
CLOSING HIGHWAYS, powers of Minister as to	83
COMPENSATION, right of owner of land ordered to be cleared.....	50
CONDUITS, laying down on highways	91
CONSTRUCTION, duties of Minister as to and what constitutes	88
COST OF WORK, how to be borne	85
proportion to be borne by municipalities	86

PROVINCIAL HIGHWAYS.— <i>Continued.</i>	PAGE
transmission of statement to municipalities	86
overhead expenses to be borne by Province alone	86
share of municipalities, how determined	86
apportionment among municipalities	86
appeal to Ontario Railway and Municipal Board	87
where road does not pass through municipalities interested	87
liability of counties	87
municipalities' share to be debt due to Ontario	87
statement of expenditure, how to be made up	87
Minister to decide disputes as to construction and maintenance....	88
bridges for which municipal corporations now liable	88
apportionment	88
maintenance to be borne by Province	88
appeal to Ontario Railway and Municipal Board.....	88
where road is increased in width or character, how to be borne....	92
proportion of cost	92
of acquiring toll roads	92
on provincial suburban roads	94
 COUNTY ROADS,	
apportionment of cost of work on	87
appeals to Ontario Railway and Municipal Board	87
 CULVERTS,	
to be part of highway	84
 DAMAGES,	
determination of claims for non-repair of highway	91
 DEBENTURES,	
issue of by municipalities for share of cost	87
for municipalities' share of cost of increasing width of roadway, etc.	92
 DEPARTMENT,	
meaning of	83
jurisdiction and powers of	88
liability for non-repair of highway	91
how determined	92
notice of injury	92
limitations of liability	92
 DESIGNATION OF HIGHWAYS,	
by Lieutenant-Governor in Council	84
 DRAINAGE,	
works not to be constructed without consent of department.....	93
 ELECTRIC LIGHT LINES,	
construction of	90
 ELECTRIC RAILWAYS,	
terms and conditions of operation on highway	89
maintenance of roadway between rails	89
fixing contribution by company	90
settlement of disputes by Ontario Railway and Municipal Board . . .	90
 EXPROPRIATION,	
powers of Minister	85
taking material	85
application of <i>Public Works Act</i>	85

PROVINCIAL HIGHWAYS.—*Continued.*

	PAGE
FENCES,	
fixing distance of erection from roadway	90
directing removal of	90
FRANCHISE,	
of electric and street railways	89
GAS PIPES,	
laying down on highways	91
GRADES,	
alteration of, on account of railway, etc.	93
apportionment of cost	93
GRAVEL,	
powers of Minister in taking property for	85
HIGHWAY IMPROVEMENT ACT,	
cost of work to be borne out of appropriation under	86
INTERSECTIONS,	
to be part of highway	84
LABOUR,	
cost of procuring, how paid	85
LOCAL IMPROVEMENTS,	
estimate of cost of increased width of roadway	92
report of engineer as to proportion of cost to be assessed.....	94
MACHINERY,	
cost of procuring, how paid	85
MAINTENANCE,	
includes cleaning and removal of snow	83
decision of Minister as to, and what constitutes	88
of bridges reconstructed by department	89
MAINTENANCE AND REPAIR,	
duties and liabilities of department	91
MAINTENANCE AND REPAIR OF MACHINERY, ETC.,	
how paid	85
MATERIALS,	
power to take lands or property for	85
cost of procuring, how paid	85
not to be deposited on highway by municipalities, etc.	91
construction of works for transportation	92
MINISTER,	
Minister of Public Works and Highways	84
decision of, as to construction or maintenance or charges	88
MUNICIPALITIES,	
proportion of cost to be borne by	86
statement to be furnished to	86
apportionment of cost among	86
power to issue debentures for share of cost	87
apportionment of cost of construction of bridges	88
rights under by-laws or under contract transferred to department	88
power as to constructing sidewalks	91
liable for non-repair of sidewalks or other works	91
laying pipes, etc., on highways	91
agreement with department for wider or different pavement.....	92
raising amount of additional cost	92
share of cost of acquiring toll roads	92
raising share of cost as local improvement on report of engineer..	94

PROVINCIAL HIGHWAYS.—Continued.		PAGE
NOTICE,		
of extension of highway		84
closing highway to traffic		88
of injury sustained by non-repair of highway		92
NON-REPAIR,		
liability of department for accidents		91
ONTARIO RAILWAY AND MUNICIPAL BOARD,		
appeals from apportionment of cost		87
appeals as to apportionment of cost of bridges		89
settlement of disputes as to maintenance of roadway and tracks..		90
determination of disputes as to alteration of grade of railways and		
other works		93
appeals as to city's share of cost of provincial suburban road.....		94
appeals as to local assessment		95
decision to be final in all cases		95
PAVEMENT,		
maintenance of, between street railway tracks		89
agreement with municipality for increasing width or for different		
specifications		92
PENALTIES,		
using closed highway or defacing notice		88
violations of traffic regulations		91
POWER LINES,		
construction of		90
PRELIMINARY ROUTE PLAN,		
deposit of		84
PROPERTY,		
powers of Minister as to acquiring		85
cost of procuring, how paid		85
power to dispose of when no longer required		85
PROVINCIAL SUBURBAN ROADS,		
proportion of cost to be borne by city		86
PUBLIC UTILITIES,		
laying down pipes, etc., on highways		91
PUBLIC WORKS ACT,		
application of		85
RAILWAYS,		
agreement for transportation of materials and supplies.....		92
alteration of location and grade by department		93
determination of disputes by Ontario Railway and Municipal		
Board		93
REGULATIONS,		
as to traffic		91
offences against		91
REPAIRS,		
meaning of		83
ROADS,		
designation of for purpose of Act		84
how disposed of when not required owing to change of route....		85
ROADWAY,		
meaning of		84
operation of electric and street railways on		89

PROVINCIAL HIGHWAYS.—*Continued.*

	PAGE
SIDEWALKS,	
powers of municipalities as to construction	91
department not liable for non-repair	91
SNOW,	
maintenance includes removal of	83
application of commutation of Statute Labour for removal	94
STATEMENT OF EXPENDITURE,	
to be furnished to municipalities	86
particulars to be contained in	87
STATUTE LABOUR,	
commutation of	94
STONE,	
powers of Minister in taking property for	85
STREET RAILWAYS,	
terms and conditions of operation on highway	89
maintenance of roadway between rails	89
fixing contribution by company	90
settlement of disputes by Ontario and Municipal Board	90
SURVEYS,	
determining proper course or boundary of roadway, etc., by.....	90
TELEGRAPH LINES,	
construction of	90
alteration of location of work	93
TELEPHONE LINES,	
construction of	90
alteration of location of work	93
TOLL ROADS,	
power to expropriate	85
apportionment of cost of acquiring	92
TRAFFIC,	
regulations as to	91
TREES,	
powers as to removal of	90
WATER PIPES,	
laying down on highways	91
VEHICLES,	
regulation as to	91
PROVINCIAL LOANS,	
loan of \$8,000,000 authorized	12
loan of \$17,000,000 to retire outstanding Government Stock.....	13
PROVINCIAL SUBURBAN ROADS,	
<i>See</i> PROVINCIAL HIGHWAYS	83
PUBLIC AUTHORITIES PROTECTION,	
order for protection—extension to informant and officers	178
PUBLIC HEALTH,	
dental and medical inspection of public school pupils in cities over 200,000	283
PUBLIC HIGHWAYS ACT,	
<i>See</i> HIGHWAY IMPROVEMENTS	96, 99

PUBLIC OFFICERS' FEES,	PAGE
returns and payment of proportion of percentage in case of death, etc.	174
PUBLIC SCHOOLS,	
BOUNDARIES OF SCHOOL SECTIONS,	
readjustment of by county council	183
provision as to dental and medical inspection not to apply to cities over 200,000	300
ELECTIONS,	
hour of meeting in the evening	184
INSPECTOR,	
ordering non-payment of municipal grant	184
LEGISLATIVE GRANT,	
payment on warrant of inspector	183
MUNICIPAL GRANT,	
inspector may order the withholding of	184
TEACHERS,	
<i>See</i> TEACHERS' AND INSPECTORS' SUPERANNUATION.....	301
TRUSTEES,	
appointment by Minister in default of qualified persons	184
UNION SCHOOL SECTION,	
in districts, villages and unorganized locality	184
PUBLIC SERVICE,	
payment of increases of salary where absent on war service....	176
PUBLIC UTILITIES,	
COMMISSION,	
in townships under contract with Power Commission	110
salaries of members, approval of Power Commission to, when re- quired	261
establishment of for management and control of all public utilities in townships and villages for supply of electrical power under contract with Power Commission	260
case of by-laws of villages heretofore passed	260
repeal of village by-law for	260
HYDRO-ELECTRIC POWER COMMISSION,	
approval of salaries paid to members of municipal commission....	261
INSPECTION OF PREMISES,	
as to unlawful user of supply	261
REVENUE,	
application of	259
SUPPLY,	
power to cut off	261
PUBLIC WORKS AND HIGHWAYS DEPARTMENT,	
powers as to construction of Provincial Highways, <i>See</i> PROVINCIAL HIGHWAYS	83

Q

QUEEN VICTORIA NIAGARA FALLS PARK,	
REVENUES,	
application of	177

R

	PAGE
RAILWAYS,	
proportion of cost of alteration of location or grade on Provincial Highways	93
lights, prohibition as to use of certain on street or electric railway cars	227
penalty for breach	227
operation of Sunday cars in Township of London	181
REGISTRATION OF DEEDS,	
FORT WILLIAM,	
<i>See</i> FORT WILLIAM LAND TITLES AND REGISTRY OFFICE	199
PLANS,	
approval of before registration	197
REGISTRATION OF VOTERS,	
<i>See</i> ONTARIO FRANCHISE ACT	20
REGISTRY LAWS,	
FEES,	
returns to be made to inspector	180
OFFICE HOURS,	
county by-law for closing on Saturday afternoons	179
RELIANCE SHOE COMPANY,	
By-law 447 of Village of Acton <i>re</i> loan to, confirmed	322-325
RELIGIOUS HOSPITALLERS OF ST. JOSEPH,	
incorporation of	535-539
power to hold lands, borrowing powers, application of revenues etc.	537
RETURNED SOLDIERS AND SAILORS LAND SETTLEMENT,	
ADMINISTRATION OF ACT,	
by Northern and Northwestern Ontario Development Branch	75
AGRICULTURAL MACHINERY,	
regulations for supplying	76
APPLICATIONS,	
who may make	75
regulations as to	76
CHURCHES,	
regulations as to erection of	77
COMMITTEE OF MANAGEMENT,	
regulations as to	77
CO-OPERATIVE ARRANGEMENTS,	
regulations as to	76
FARM COLONIES,	
regulations as to	76
IMPLEMENTS,	
regulations for supplying	76
INSTRUCTION DEPOTS,	
regulations as to	76
LANDS,	
what may be set apart	75
who may be locatees	75
regulations as to surveying and laying out and conditions of settlement	76

RETURNED SOLDIERS AND SAILORS LAND SETTLEMENT.—*Continued.*

LOANS TO SETTLERS,	PAGE
regulations as to	76
MACHINERY,	
regulations for supplying	76
MATERIALS,	
regulations as to	76
MEDICAL ATTENDANCE,	
regulations as to	76
PUBLIC BUILDINGS,	
regulations as to erection of	77
REGULATIONS,	
authority to make	76
what may be dealt with	76
SALARIES AND EXPENSES,	
chargeable to appropriations for Northern and Northwestern Development	75
SCHOOL HOUSES,	
regulations as to erection of	77
SETTLEMENT DUTIES,	
regulations as to	76
STOCK,	
regulations for supplying	76
SURVEYS,	
regulations as to	76
TOOLS,	
regulations for supplying	76
TRAINING DEPOTS,	
regulations as to	76
TRANSPORTATION,	
regulations as to	76
WAGES,	
regulations as to	76
Richardson, James and Sons, Ltd., agreement with City of Port Arthur confirmed	428
ROADS,	
construction of Provincial Highway System,	
<i>See</i> PROVINCIAL HIGHWAYS	83
RODNEY, VILLAGE OF,	
contract with Power Commission	112
by-laws 115 and 117 (Power Commission) confirmed	115
ROMAN CATHOLIC EPISCOPAL CORPORATION OF OTTAWA,	
power to hold and use certain lands for cemetery	519
RUSSELL MOTOR CAR CO.,	
confirmation of by-law of Township of York fixing assessment of..	500

S

SANATORIA FOR CONSUMPTIVES,	
limitations as to payment for patients by Government grant	186
amount chargeable to municipality	186
SARNIA, CITY OF,	
contract with Power Commission	112
by-laws 889 and 894 (Power Commission) confirmed	115

SASKATCHEWAN CO-OPERATIVE ELEVATOR CO., agreement with City of Port Arthur confirmed	426
SAULT STE. MARIE, CITY OF, confirmation of certain local improvement and other by-laws..... confirmation of by-law 914 establishing Public Utilities Commission	440 440
SCARBOROUGH, TOWNSHIP OF, contract with Power Commission and by-laws 925 and 932 confirmed	114, 115
SCHOOL SECURITIES, current rate of interest payable by Province	57
SEPARATE SCHOOLS, LEGISLATIVE GRANT, payment on warrant of inspector	183
OTTAWA SEPARATE SCHOOLS, appointment of commission	310
settlement of liabilities of former commission	313
TEACHERS, superannuation	301
See TEACHERS' AND INSPECTORS' SUPERANNUATION	301
TIMMINS SEPARATE SCHOOLS, Treasurer of Ontario authorized to guarantee debentures	190
SHERIFFS, FEES, amendment of tariff	193
SIMCOE, TOWN OF, confirmation of by-law 673 granting aid to Unique Shoe Co. confirmed	443-448
SNIDER MILLING CO., LTD., confirmation of by-law of Town of Waterloo granting exemption from taxation to	492-495
SOLDIERS, absence not to disqualify as voters	47
SOLDIERS' AID COMMISSION, gifts and bequests—power to receive and administer..... when bequest otherwise void for uncertainty..... power to acquire land for cemetery purposes	187 188 188
SOLDIERS' FRANCHISE, See ONTARIO FRANCHISE ACT	20
SOUTH NORWICH, TOWNSHIP OF, contract with Power Commission and by-law 597 confirmed.....	114, 116
SPRINGFIELD, POLICE VILLAGE OF, contract with Power Commission	112
by-laws 244, 253 (Power Commission) confirmed	115
STAMFORD, TOWNSHIP OF, contract with Power Commission and by-laws 23 and 24 confirmed 114, 116 See NIAGARA FALLS AND STAMFORD INDUSTRIAL COMMISSION.....	396-399
STANDARD HOTELS, See TEMPERANCE ACT AMENDMENTS	267
STATUTE LABOUR, Provincial highways, application of commutation on	94
poll tax, manner of collection of	258

STATUTE LAW AMENDMENTS,

ACCOUNTANT OF SUPREME COURT,

authorized to withhold payment out of court in certain cases..... 178

AGRICULTURAL SOCIETIES,

allowance for reduction of receipts owing to weather conditions... 176

Cottam Agricultural Society declared to be an agricultural society 177

AMUSEMENTS TAX,

commission on tax collected 189

tickets—allowance for when destroyed 189

ASSEMBLY,

by-election to fill vacancy caused by death need not be held during
war 175

appointments in library 175

payment for books purchased on report of Printing Committee ... 175

AUDITOR,

increase in salary 175

AUDITOR OF CRIMINAL JUSTICE ACCOUNTS,

audit of fees and expenses 173

finality of audit 174

BIRD PROTECTION,

regulations for giving effect to treaties, etc. 182

BY-ELECTION,

need not be held during war to fill vacancy caused by death..... 175

CEMETERIES,

Soldiers' Aid Commission may acquire and manage 188

CINEMATOGRAPHS,

licenses and payment of fees 182

amusement tax—commission on collections 189

tickets, allowance for when destroyed 189

COCHRANE, TOWN OF,

Treasurer of Ontario authorized to purchase certain school debentures 190

CONSUMPTION HOSPITALS,

limitations as to payment for patient by Government grant..... 186

amount chargeable to municipality 186

CONTINUATION SCHOOLS,

by-law altering boundaries, when to take effect 185

West Nissouri school not to be discontinued without consent of
Railway and Municipal Board 185

CONVICTIONS,

protection of officers when order made quashing 178

COTTAM AGRICULTURAL SOCIETY,

declared to be agricultural society 177

CROWN WITNESSES,

compensation for preparation of plans, etc. 179

DIVISION COURTS,

inspector, delegation of authority by 178

EDUCATION DEPARTMENT,

certificates—acceptance of other qualifications in lieu of examina-
tions 183

to teachers in schools for deaf and blind 183

legislative grant—payment to boards 183

library schools—payment of expenses of students..... 183

STATUTE LAW AMENDMENTS.—*Continued.*

PAGE

ELECTIONS TO THE ASSEMBLY, audit and payment of fees and expenses	173
by-election to fill vacancy caused by death need not be held during war	175
FEES OF PUBLIC OFFICERS, returns and payment of proportion of percentage in case of death	174
percentage—how computed and apportioned.....	174
FORT WILLIAM, CITY OF, agreement with Port Arthur and public utilities commission, authority for confirmation of.....	190
GAME AND FISHERIES, licenses, not required for hunting foxes and wolves.....	182
treaties—power to make regulations giving effect to.....	182
HIGH SCHOOLS, boundaries of former continuation school, by-law altering.....	185
HIGHWAYS, special legislative grant, authority for payment out of	190
HOSPITALS, maximum charge to municipality for indigent patients	186
HYDRO-ELECTRIC RAILWAY, municipal debentures not to be included in estimating limit of in- debtedness	181
INDUSTRIAL EDUCATION, advisory committee—correction of clerical error	186
truancy, duty of teacher as to reporting	186
INSPECTOR OF DIVISION COURTS, delegation of authority by	178
INSURANCE, children—under ten years—when insurance limited to amount of premiums and interest	180
reciprocal agreements to insure—when lawful	180
JUDGES, powers of—when acting as justices of the peace	178
JUDICATURE, mortgages, securing debentures—sale or exchange under power of sale	177
trust company—employment of to take charge of court securities and investments	178
withholding payment—out of court—in certain cases	178
JUSTICE OF THE PEACE, powers of judge when acting as	178
fees on summary convictions	178
LEGISLATIVE ASSEMBLY, <i>See ASSEMBLY</i>	175
LOAN AND TRUST CORPORATIONS, shares—transfer under letters probate, etc., issued out of Ontario	180
LONDON STREET RAILWAY, operating on Sunday in Township of London	181
MORTGAGES SECURING DEBENTURES, sanction of court to sale or exchange under	177

STATUTE LAW AMENDMENTS.— <i>Continued.</i>		PAGE
MORTGAGORS' AND PURCHASERS' RELIEF ACT, extension of operation for further period		187
MUNICIPAL ARBITRATIONS, award when binding—adoption of council		181
OATHS, lieutenant-colonel overseas may administer		189
ONTARIO SCHOOLS FOR DEAF AND BLIND, granting certificates to teachers in		183
ORGANIZATION OF RESOURCES COMMITTEE, honorarium to members absent from usual employment		188
objects of committee		188
temporary help, employment of		189
PELEE, TOWNSHIP OF, certain islands to form part of		173
PORT ARTHUR, CITY OF, agreement with Fort William and Public Utilities Commission, authority for confirmation of		190
PROVINCIAL AUDITOR, increase of salary		175
PUBLIC AUTHORITIES PROTECTION, order for protection in quashing conviction		178
PUBLIC OFFICERS FEES, returns and payment of proportion of percentage in case of death, etc.		174
percentage—how computed and apportioned		174
PUBLIC SCHOOLS, boundaries of school sections, readjustment by county council....		183
elections—hour of evening meeting		184
inspector—ordering non-payment of municipal grant		184
legislative grant—payment on warrant of inspector		183
municipal grant—order to withhold		184
trustees—appointment by Minister in default of qualified persons.		184
union school sections, in districts, villages and unorganized localities		184
PUBLIC SERVICE, payment of increases of salary where leave of absence granted to serve in war		176
QUEEN VICTORIA NIAGARA FALLS PARK, revenue—application of		177
RAILWAYS, Sunday cars—prohibition not to apply to street railway in London Township		181
REGISTRY LAWS, office hours on Saturday—county by-law as to		179
returns of fees, etc. to be made to inspector		180
RETURNING OFFICER, audit of fees and expenses		173
payment of fees and expenses		174
report of Provincial Secretary		174
SANATORIA FOR CONSUMPTIVES, limitation as to payment for patients by Government grant		186
amount chargeable to municipality		186

STATUTE LAW AMENDMENTS.—*Continued.*

PAGE

SEPARATE SCHOOLS,

legislative grant, payment on warrant of inspector	183
teachers—appeal from division court judge	185
Timmins separate school board—treasurer authorized to guarantee debentures	190

SOLDIERS' AID COMMISSION,

gifts and bequests—power to receive and administer	187
when bequest otherwise void for uncertainty	188
power to acquire land for cemetery purposes	188

STATUTE LAW AMENDMENT ACT, 1916,

correction of printer's error	189
-------------------------------------	-----

SUCCESSION DUTY,

remission in case of property passing to certain relatives in case of death on active service	175
shares in loan company—consent to transfer	181

SUMMARY CONVICTIONS,

protection of officers when order made quashing	178
---	-----

TEMISKAMING AND NORTHERN ONTARIO RAILWAY,

expenditures, how chargeable	176
advances for construction	176

THEATRES,

<i>See</i> AMUSEMENTS TAX	189
---------------------------------	-----

THEATRES AND CINEMATOGRAPHS,

licensing theatres	182
license fee—manner of payment	182
amusement tax—commission on collections	189
tickets, allowances for when destroyed	189

TIMMINS, TOWN OF,

Treasurer of Ontario authorized to guarantee separate school debentures	190
---	-----

TORONTO AND HAMILTON HIGHWAY COMMISSION,

special legislative grant, authority for payment out of	190
---	-----

TRUANCY,

school census—reference to, by teachers	185
to be furnished by clerk	186
technical school—reporting absence of pupils	186

TRUST COMPANY,

employment of, to take charge of court securities and investments	178
---	-----

VOTERS' LISTS,

judge—travelling and other expenses out of county or district town	173
--	-----

WEST MISSOURI CONTINUATION SCHOOL,

not to be discontinued without consent of Railway and Municipal Board	185
---	-----

WITNESSES,

compensation to Crown witness for preparation of plans, etc.	179
---	-----

WITNESS AND EVIDENCE,

administration of oaths—by Lieutenant-colonels overseas	189
---	-----

STAYNER, TOWN OF,

contract with Power Commission and by-law 540 confirmed	113, 115
--	----------

ST. CATHARINES, CITY OF,

floating debt consolidated at \$12,000	449
--	-----

	PAGE
ST. JACOBS, POLICE VILLAGE OF,	
contract with Power Commission	112
by-law 649 (Power Commission) confirmed	115
STRATFORD, CITY OF,	
power to borrow \$42,000 for certain purposes without assent of electors	450, 451
purchase of debentures out of sinking fund.....	451
STREET RAILWAYS,	
PROVINCIAL HIGHWAYS,	
maintenance of roadway between rails	89
construction of lines	89
alterations of location or grade	93
STUDENTS,	
absence not to disqualify as voters	47
SUBURBAN ROADS,	
PROVINCIAL HIGHWAYS,	
apportionment of cost	94
SUCCESSION DUTY,	
remission of duty on property passing to certain relatives on death in active service during war	175
exemption of bequests of not more than \$300.....	175
SUDBURY, TOWN OF,	
confirmation of certain local improvement by-laws	452, 453
SUMMARY CONVICTIONS,	
FEES OF JUSTICES,	
tariff of	178
ORDER OF PROTECTION,	
who may be included when conviction quashed	178
SUPERANNUATION,	
<i>See</i> TEACHERS' AND INSPECTORS' SUPERANNUATION	301
SUPPLIES,	
for civil government for fiscal years 1916-1917, and 1917-1918.....	1
SUPREME COURT,	
ACCOUNTANT,	
may withhold payment out of court in certain cases	178
MORTGAGES TO SECURE DEBENTURES,	
sale or exchange of mortgaged properties—sanction of court.....	177
TRUST COMPANY,	
employment of—to take charge of investments and securities.....	178
SURROGATE COURTS,	
exemption from fees of estates of persons dying on active service in war	191
SURVEYS,	
<i>See</i> ONTARIO LAND SURVEYORS	217

T

TARA, VILLAGE OF,	
contract with Power Commission and by-laws 282 and 284 con- firmed	114, 115
TAY, TOWNSHIP OF,	
contract with Power Commission and by-law 597 confirmed.....	113, 115

TEACHERS' AND INSPECTORS' SUPERANNUATION,

ACTUARIAL VALUATION, to be made triennially	307
--	-----

ANNUAL ALLOWANCES,

who may be entitled to	304
how computed	304
retirement after thirty years of service	305
retirement in case of ill-health after fifteen years' service	306
death of contributor, return of contributions	306
crediting time spent upon military or naval service	306
claims, how determined	307
how payable	308

BOARD PENSIONS FUND,

payment over of	303
future claims on	303
contributions to be allowed for	305
maximum allowance	305
minimum allowance	305

CLAIMS,

determination of, by Commission	307
---------------------------------------	-----

COMMISSION ON CLAIMS,

how composed	307
--------------------	-----

CONSOLIDATED REVENUE FUND,

payments and credits to be a charge upon	308
payment of allowances out of	308

CONTINUATION SCHOOLS,

teachers included in benefits	301
-------------------------------------	-----

CONTRIBUTIONS,

by teachers and inspectors	302
by province	302
when to be payable	303
how paid	304
credited yearly to fund	304
interest	304
to form superannuation fund	304
to include municipal or school board fund	305
return of, in case of death	306
retirement from profession	307

FACULTY OF EDUCATION,

teachers and inspectors of, to be included in benefits	301
--	-----

FUND,

establishment of	302
contributions to	302

INDUSTRIAL SCHOOLS,

teachers included in benefits	301
-------------------------------------	-----

INTEREST,

to be credited half-yearly by Treasurer of Ontario	304
--	-----

LEGISLATIVE GRANT,

regulations providing for withholding, in case of default by board	309
--	-----

NORMAL SCHOOLS,

teachers to be included in benefits	301
---	-----

ONTARIO EDUCATIONAL ASSOCIATION,

election of members of commission on claims	307
---	-----

TEACHERS' AND INSPECTORS' SUPERANNUATION,— <i>(Continued).</i>	PAGE
REGULATIONS, power of Lieutenant-Governor in Council as to	308
RETURNS, regulations as to	309
SALARIES, how estimated for purpose of fixing contributions	303
SUPERINTENDENT OF EDUCATION, included in benefits	301
SUPERVISORS, included in benefits	301, 302
TEACHER, who to be deemed	302
TECHNICAL SCHOOLS, teachers included in benefits	302
VACANCIES, regulations as to filling	307
TELEGRAPH AND TELEPHONE LINES, PROVINCIAL HIGHWAYS, right to carry lines over	90
alteration of location on	93
TELEPHONE SYSTEMS, CENTRAL OFFICE, location of	229
COMMISSIONERS, to exercise powers of council	230
council to pay over moneys required	230
COMMISSIONS, exercise of powers by majority	229
CONVERSATIONS, penalty for operator divulging	230
other persons divulging	230
EXCHANGE, agreement for location of	229
EXTENSIONS, special rates for establishment of	228
INTERCOMMUNICATION, between Dominion and Provincial companies	231
MEETINGS, date of general of subscribers	229
subscribers only to vote at	230
PENALTIES, for divulging conversations	230
REPORT, clerk to send to subscribers	229
SPECIAL RATE, for establishment of extensions	228
SUBSCRIBERS, date of general meeting of	229
SWITCHBOARD, agreement for location of	229

	PAGE
TEMPERANCE ACT AMENDMENTS,	
ACCIDENTS,	
keeping liquor in factories for first aid	269
ACTUAL OFFENDER,	
who to be deemed	274
ALCOHOL,	
sale of, by druggists when mixed with drugs	277
meaning of, as to sales to druggists and for use in manufacturing.	277
BOARD,	
power as to administering oaths	275
proof of orders of	275
BOARDERS,	
in dwelling house	267
BREWERS,	
sales by	269
BUSINESS ASSESSMENT,	
exemption of standard hotels	278
CIDER,	
sales by manufacturer	269
CLUBS,	
removal of liquor from premises	270
COMMON CARRIERS,	
conveying liquor unlawfully in Ontario	269
notice prohibiting delivery to inebriates	271
record of shipment	274
CONTRACTS FOR THE PURCHASE OF TAVERNS, BREWERIES AND DISTILLERIES,	
jurisdiction of board as to action upon	279
terms of order	280
powers of board on application	280
procedure for recovery of interest, rent, taxes, etc.	280
duration of section	280
CONVICTION,	
notice of motion to quash	275
COUNTY JUDGE,	
appeal from notice or order prohibiting sale to inebriates	271
DENTISTS,	
right to keep ethylic alcohol for mechanical purposes	277
DISTILLERIES,	
sales by	269
DRINKING,	
in places where liquor unlawfully kept	268
DRUGGISTS,	
return of records of sales	268
sales by distillers to	269
sale of drugs mixed with alcohol	277
sale of wine for sacramental purposes	277
record of sales by	277
sales to hospitals	277
offences by	278
ETHYLIC ALCOHOL,	
right of dentists to keep for mechanical purposes	277

TEMPERANCE ACT AMENDMENTS.—*Continued.*

PAGE

EXPRESS COMPANIES,

record of shipment 274

FACTORY,

keeping liquor in, for first aid 269

FORMS,

request for warrant for sacramental purposes 270

order and notice as to sales to inebriates 271

oath of office of inspector and provincial officers 276

GOVERNMENT DEPARTMENTS,

dealers supplying alcohol to 269

HOPS,

jurisdiction of board as to contracts for purchase of 281

HOSPITALS,

dealers supplying alcohol to 269

sales by distillers to 269

druggist to 277

HOUSE OF REFUGE,

keeping liquor in 268

ILLEGAL SALES,

penalty 267

liability of occupant of premises 274

INEBRIATES,

restriction of sale to 270

order of justice of the peace 270

order by inspector at request of relative 270

notice to common carriers not to supply 271

duration of order 271

appeal to county or district judge 271

forms 271, 272

service of notice or order 272

offence 272

not to apply to medical practitioners 272

procedure on prosecution 273

INSPECTOR,

order prohibiting sale to inebriates 270

oath of office 276

JUSTICE OF THE PEACE,

order prohibiting sale to inebriates 270, 272

LEASES,

termination of, by order of board 278

LICENSE,

means license for sale of liquor 267

form of application 267

LICENSEE,

illegal sales by 267

means holder of license for sale of liquor 267

return of records of sales 268

LIQUOR,

includes alcohol 267

consumption in places where unlawfully kept 268

sale of for mechanical and scientific purposes 268

return of, where no conviction obtained 273

purchase of by manufacturers 276

LOCAL INSPECTOR,

appointment for county or other locality 267

TEMPERANCE ACT AMENDMENTS.—*Continued.*

PAGE

MANUFACTURERS,	
purchase of liquor by	276
offences by	277
MEDICATION,	
when sufficient in case of liquor mixed with drugs	277
MEDICAL PRACTITIONER,	
form of prescription required	282
MONTHLY STATEMENTS,	
where any purchase is made	276
MUNICIPAL BY-LAWS,	
granting privileges by	279
MUNICIPAL OFFICERS,	
not to be entitled to fines	276
OATHS,	
power of board to administer	275
OCCUPANT,	
liability of, for illegal sales	274
OFFENCES,	
committed in order to secure conviction	270
charging second offence	275
OLD PEOPLES' HOME,	
keeping liquor in	268
ORDERS OF BOARD,	
how proved	275
PENALTIES,	
illegal sales by licensee	267
effect of remission of	281
second and subsequent offences	273
when to be paid to local municipality	275
not to be paid to municipal officers	276
inconsistent by-laws not to apply	276
PRESCRIPTION,	
form of	282
PRIVATE DWELLING-HOUSE,	
keeping boarders in	267
PROVINCIAL OFFICERS,	
to be <i>ex-officio</i> constables	276
oath of office	276
QUASHING CONVICTION,	
notice of motion	275
RAILWAY COMPANIES,	
record of shipment	274
REPEAL OF ACT,	
procedure for taking vote	278
RETURNS,	
sales by licensed druggists and wholesale druggists	268
SACRAMENTAL PURPOSES,	
supplying wine for	277

TEMPERANCE ACT AMENDMENTS.— <i>Continued.</i>	PAGE
SALES,	
returns by licensed druggists and wholesale druggists	268
SEARCH,	
right of officers and inspectors	273
right of constables as to vehicles, etc.	273
SEIZURE,	
liquor on unlicensed premises	273
SOLICITING ORDERS,	
powers of board	281
STANDARD HOTELS,	
appeal from conviction of licensee	275
exemption of, from business assessment	278
TEMPERANCE BEERS,	
municipal bylaws granting exclusive privileges	279
UNIVERSITY,	
purchase of alcohol and other liquors for scientific purposes	268
dealers supplying alcohol to	269
VEHICLES,	
right to search	273
procedure on seizure of liquor in	273
WAREHOUSES,	
termination of lease by order of board	278
WHOLESALE DRUGGISTS,	
sales by distillers to	269
return of records of sales	268
WINE,	
form of requisition for sacramental purposes	270
supplying for sacramental purposes	277
TEMISKAMING AND NORTHERN ONTARIO RAILWAY,	
expenditures, how chargeable	176
advances for construction	176
THEATRES,	
<i>See</i> AMUSEMENTS TAX	189
THEATRES AND CINEMATOGRAPHS,	
licensed theatres	182
license fee, manner of payment	182
THUNDER BAY, DISTRICT OF,	
separation of registry division at Fort William	199
TILE DRAINAGE,	
limit of borrowing powers of municipality	164
limit of investment by Province in debentures	164
TIMMINS, TOWN OF,	
Treasurer of Ontario authorized to guarantee separate school de- bentures	190
TISDALE, TOWNSHIP OF,	
authority for provincial guarantee of certain municipal debentures	58
by-laws No. 102, 113, 103 and 114 confirmed	59
TOLL ROADS,	
appropriation as part of provincial highway system	85
apportionment of cost	92

	PAGE
TORONTO, CITY OF,	
interpretation of 55 Vict. c. 90, s. 4	454
fixed assessment of proposed new hotel on Toronto Arcade.....	455
expropriation of land for industrial farm from time to time.....	455
expropriation of part of Toronto and York Radial Railway.....	455, 456
running rights of railway over part taken	456
payment of costs and damages if award not accepted.....	456
time for passing by-law	457
claim by County of York against city	457
debentures, times for payment of interest on	457
payment in multiples of \$100	457
buying in of outstanding with approval of Lieutenant-Governor	458
confirmation of by-law 7769 <i>re</i> Toronto Suburban Railway Company	458
power to borrow \$1,531,683 for certain purposes without assent	
of electors	458, 459
confirmation of certain by-laws	459
issue of new debentures to replace certain unnegotiated waterworks	
debentures	459
power to agree with Toronto Suburban Railway Company for alter-	
native route in lieu of that on Davenport Road	460
application of surplus from investments of sinking fund	461
confirmation of certain local improvement by-laws	461
change of name of Industrial Farm	461
exemption from taxation of site acquired by Imperial Munitions	
Board	462
confirmation of order of Municipal Board <i>re</i> building of additional	
cars by Toronto Railway Company	462
confirmation of agreement with Township of York as to supply of	
water	500
TORONTO, DIOCESE OF,	
time for holding vestry meetings in	520
by-law regulating proceedings of vestry meetings	521
TORONTO AND HAMILTON HIGHWAY COMMISSION,	
BRIDGES,	
provincial aid in reconstruction or alteration	102
CONSTABLES,	
appointment of	104
fees to be applied to maintenance	104
salaries and expenses chargeable as maintenance	104
ELECTRIC AND STREET RAILWAYS,	
removing tracks to north or south side of roadway	103
grading	103
apportionment of cost of alterations	103
where highway less than 66 feet in width	104
FINES,	
application of	195
FOOTPATHS,	
authority for construction of	105
cost to be chargeable as maintenance	105
GUIDE POSTS,	
authority to erect and maintain	104
penalty for injuring	105
HAMILTON, CITY OF,	
variation of route and construction of entrance	101
order of Ontario Railway and Municipal Board as to apportion-	
ment of cost	102
LICENSES,	
application of fees	105

TORONTO AND HAMILTON HIGHWAY COMMISSION.— <i>Continued.</i>		PAGE
LOCAL IMPROVEMENTS,		
charging cost of widening highway as		101
MAINTENANCE,		
application of fees of constables to		104
fines and penalties and license fees to		105
POLICE MAGISTRATES,		
appointment, jurisdiction and fees		104
PROVINCIAL GRANTS,		
payment of on progress certificate		105
TREES,		
commission authorized to plant		105
cost of planting to be charged to maintenance		105
WIDTH OF HIGHWAY,		
provisions for increasing		101
charging cost of widening to municipalities		101
TORONTO AND YORK RADIAL RAILWAY COMPANY,		
expropriation of part by City of Toronto		455
running rights of railway over part taken		456
payment of costs and damages if award not accepted.....		456
time for passing by-law		457
TORONTO RAILWAY COMPANY,		
confirmation of order of Municipal Board <i>re</i> construction of additional cars		462
TORONTO SUBURBAN RAILWAY COMPANY,		
confirmation of by-law of City of Toronto <i>re</i> construction of lines in Ward 7		458
provision for agreement with City of Toronto as to alternative route in lieu of that on Davenport Road		460
TOWNSEND, TOWNSHIP OF,		
contract with Power Commission and by-law 350 confirmed ..	114,	115
TRADES AND LABOUR BRANCH.		
EMPLOYEES,		
powers of superintendent as to requiring information from		81
EMPLOYMENT AGENCIES,		
administration of Act		81
FACTORIES,		
superintendent and officers to have access to		82
INVESTIGATION,		
powers of superintendent as to		81
OFFICE BUILDINGS,		
superintendent and officers to have access to		82
PENALTY,		
obstructing superintendent or officer or refusing information ..		82
PUBLIC ENQUIRIES,		
powers of superintendent as to holding		81
SHOPS,		
superintendent and officers to have access to		82
SUPERINTENDENT,		
powers as to obtaining information		81
may act as commissioner under <i>Public Enquiries Act</i>		81

TRADES AND LABOUR BRANCH.— <i>Continued.</i>	PAGE
right of access to offices, factories, shops, etc.	82
penalty for refusing information to	82
WAGES,	
powers of superintendent as to obtaining information as to.....	81
WORKMEN,	
powers of superintendent as to requiring information from.....	81
TRENTON, TOWN OF	
confirmation of by-law 1164 in aid of British Chemical Co.	476
conveyance of certain streets to company	476
power to purchase, sell and lease certain lands for industrial sites	477
TRINITY CHURCH, CORNWALL,	
power to sell or lease certain lands	523
application of proceeds of sale	523
rents	524
TRUANCY,	
SCHOOL CENSUS,	
reference to by teachers	185
to be furnished to board by clerk	186
TECHNICAL SCHOOL,	
teacher to report absence of pupils	186
TRUST COMPANY,	
employment of to take charge of court securities and investments	178

U

UNIQUE SHOE CO., LTD.,	
confirmation of by-law of Town of Simcoe granting aid to..443, 448	
UNORGANIZED TERRITORY,	
preparation of voters' lists in	38

V

VAUGHAN, TOWNSHIP OF,	
contract with Power Commission and by-law 982 confirmed ....114, 115	
VOTERS' LISTS,	
clerk not to make up Part 3 of voters' list	15
how to be prepared, in municipalities other than cities and county	
towns of 9,000 or over	15, 16
preparation of list of voters at elections to the Assembly	20
use of at elections,	
<i>See</i> ELECTIONS TO THE ASSEMBLY.....	46
APPEALS,	
service of subpoena or order by mail	16
form of subpoena or order	17
seal of judge on certificate dispensed with	17
travelling and other expenses of judge	173
AUDITOR OF CRIMINAL JUSTICE ACCOUNTS,	
audit of travelling and other expenses of judge	173
ELECTIONS TO THE ASSEMBLY,	
<i>See</i> ONTARIO FRANCHISE ACT	20
FORMS,	
alphabetical lists to be prepared by clerk	17
seal of judge on certificate unnecessary	17
JUDGE,	
travelling and other expenses out of county or district town	173

VOTERS' LISTS.—*Continued.*

	PAGE
MANHOOD FRANCHISE, omission of letters denoting qualification	16
POST OFFICE ADDRESS, where subpoena or order mailed	16
SUBPOENA, service by mail	16

W

WALLACEBURG, TOWN OF, sewers, confirmation of by-law 570 <i>re</i> construction of as local im- provements	485
borrowing money for	485
frontage rate on lands abutting on, heretofore constructed....	485
restriction on borrowing powers not to apply	485
WATERLOO, COUNTY OF, confirmation of by-law 709 <i>re</i> grants to dependents of men on active service	489
WATERLOO, TOWN OF, confirmation of by-law 598, exemption from taxes of Wm. Snider Milling Co.	492, 495
WATER POWERS REGULATION, commissioners, appointment on report of inspector that owner ex- ceeding rights	159
three judges of Supreme Court to act	159
report of commissioners, what matters to be dealt with	159
order for delivery of excess power to Power Commission	160
penalty for disobeying	160
liabilities of owner not affected	160
WATFORD, VILLAGE OF, contract with Power Commission	112
by-laws 6 and 8 (Power Commission) confirmed	115
WAR, AFFIDAVITS, may be taken before Lieutenant-colonel overseas	189
BY-ELECTIONS, need not be held to fill vacancies in Assembly caused by death..	175
MORTGAGORS' AND PURCHASERS' RELIEF ACT, extension of operation for further period	187
ORGANIZATION OF RESOURCES COMMITTEE, honorarium to member absent from usual occupation	188
objects of committee	188
PUBLIC SERVICE, increases of salary during absence on active service	176
SOLDIERS' AID COMMISSION, receiving and administering gifts, etc.	187
where bequest would be void for uncertainty	188
acquiring land for cemetery purposes	188
SUCCESSION DUTY, remission of duty on property passing to certain relatives	175
SURROGATE COURTS, exemption from fees on account of service of deceased	191
WELLAND, CITY OF, incorporation of	496, 498

	PAGE
WEST LORNE, VILLAGE OF,	
contract with Power Commission	112
by-laws 126 and 127 (Power Commission) confirmed	115
WEST NISSOURI CONTINUATION SCHOOL,	
not to be discontinued without approval of Railway and Municipal Board	185
WITNESSES,	
compensation for Crown witnesses for preparing plans, etc.	179
WOLVES,	
licenses not required for hunting or trapping	182
WOMEN,	
removal of disqualification as voters at elections to the Assembly.	46
entry on list of voters at elections to the Assembly. <i>See</i> ONTARIO FRANCHISE ACT	20
WOMEN'S MUNICIPAL FRANCHISE,	
MUNICIPAL ELECTIONS,	
right of women to vote at	245
NOTICE,	
by wife to enable husband to vote	245
WORKMEN'S COMPENSATION,	
ACCIDENTS,	
default in reporting, liability of employer	213
ACCIDENT FUND,	
charging compensation to particular class or classes	213
ACCOUNT OF WAGES,	
to be kept in Ontario and be produced when required	212
ANNUAL ASSESSMENT,	
system of merit rating may be adopted	212
time for payment of	212
BOARD,	
settlement of claims against Crown under Northern and North-western Development Acts	74
decisions to be on real merits and justice of case	212
CHILDREN,	
monthly allowance to	209
invalid child	209
COMMENCEMENT OF ACT,	
when certain sections to take effect	213
CORPORATIONS,	
executive officers carried on pay roll	208
DEPENDENTS,	
persons in <i>loco parentis</i> to workmen or to whom he stood in <i>loco parentis</i>	209
children, increase in monthly allowance.....	209
invalid child, special provision as to	209
EARNING CAPACITY,	
estimating impairment of	209
EMPLOYMENT OUT OF ONTARIO,	
when compensation not payable	209

WORKMEN'S COMPENSATION.— <i>Continued.</i>		PAGE
FEES,		
clerk of county or district court on filing order of Board.....		212
FIRST AID,		
employers to keep appliances, etc., as directed by Board		211
INDUSTRIAL DISEASES,		
previous residence of workman		213
miners' phthisis		213
MEDICAL AID,		
right of workman during one month		210
meaning of		210
hospital and nursing services included		210
expenses, how borne		210
sufficiency to be determined by Board		210
limitation of fees and charges		210
contributions not to be taken from employees		210
decision of questions as to		211
arrangements by employer to be approved by Board		211
duty of employer under Public Health Act not affected.....		211
first aid, appliances, etc., to be kept as directed by Board		211
medical men and hospital officials to report to Board as required..		211
MERIT RATING,		
adoption of system in making annual assessment		212
MINERS' PHTHISIS,		
included as industrial disease		213
NORTHERN AND NORTH-WESTERN ONTARIO,		
settlement of claims against Crown		74
SECRETARY,		
certificate of, as evidence		212
WAGES,		
account to be kept in Ontario and be produced when required....		212
WORKMEN,		
executive officers of corporation carried on pay roll		208
place of employment out of Ontario		209
WYOMING, VILLAGE OF,		
contract with Power Commission		112
by-laws 307 and 310 (Power Commission) confirmed		115

Y

YORK, COUNTY OF,		
claims by against City of Toronto <i>re</i> expropriation of part of Toronto and York Radial Railway		457
YORK, TOWNSHIP OF,		
assessment of cost of trunk main and water service pipes.....		500
agreement with City of Toronto as to supply of water		500
confirmation of by-laws 4372 and 4373 <i>re</i> construction of water- works in defined areas		500
size and strength of walls of buildings		500
confirmation of by-law 4385 fixing assessment of Russell Motor Car Company		500

Z

ZURICH, POLICE VILLAGE OF,		
contract with Power Commission		112
by-laws 8 and 9 (Power Commission) confirmed		115

For use in
the Library
ONLY

143981
have Ontario Statutes, etc.
Statutes ...
1917

Statutes
Ont

University of Toronto Library

DO NOT
REMOVE
THE
CARD
FROM
THIS
POCKET

Acme Library Card Pocket
LOWE-MARTIN CO. LIMITED



3 1761 11548864 5